

JOURNAL
OF
THE SENATE
OF THE
STATE OF ALABAMA.

SESSION OF 1898-9.

HELD IN THE CITY OF MONTGOMERY,
COMMENCING

TUESDAY, NOVEMBER 15, 1898.



WITH AN INDEX
PREPARED BY THE SECRETARY OF THE SENATE.

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1900.

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FIRST DAY.

STATE CAPITOL OF ALABAMA,
Montgomery, Tuesday, Nov. 15th, 1898.

This being the Tuesday after the second Monday in November, A. D. 1898, and the day fixed by law for the biennial meeting of the General Assembly of the State of Alabama, the Senate assembled in the Senate chamber at 12 o'clock m., and was called to order by Hon. Francis L. Pettus, President of the Senate.

Prayer by the Rev. Mr. Howell, of Cleburne.

Jno. F. Proctor was present, and acted as Secretary according to law.

ROLL CALL.

The roll of the Senate being called, the following Senators answered to their names:

FROM THE DISTRICT COMPOSED OF THE COUNTIES OF—

- 1st. Lauderdale and Limestone—Ben M. Sowell.
- 2d. Lawrence and Morgan—Silas P. Rather.
- 3d. Winston, Blount and Cullman—Wm. G. Brown.
- 4th. Madison—Ed. L. Pulley.
- 5th. Jackson and Marshall—
- 6th. St. Clair and Etowah—J. A. Hurst.
- 7th. Calhoun and Cleburne—Jno. W. Abercrombie.
- 8th. Talladega and Clay—Jno. R. McCain.
- 9th. Randolph and Chambers—T. J. Thomason.
- 10th. Tallapoosa and Coosa—P. O. Stevens.
- 11th. Tuscaloosa—Frank S. Moody.
- 12th. Lamar, Fayette and Walker—T. L. Sowell.
- 13th. Jefferson—R. M. Cunningham.
- 14th. Pickens and Sumter—Walter D. Windham.
- 15th. Chilton, Shelby and Elmore—G. B. Deans.
- 16th. Autauga and Lowndes—A. E. Caffee.
- 17th. Butler, Conecuh and Covington—A. W. Deens.
- 18th. Perry and Bibb—J. G. Moore.
- 19th. Clarke, Choctaw and Washington—Isaac Grant.
- 20th. Marengo—D. J. Meador.
- 21st. Monroe, Escambia and Baldwin—C. S. Lee.
- 22d. Wilcox—S. C. Jenkins.
- 23d. Henry, Dale and Geneva—G. W. Brooks.
- 24th. Barbour—W. D. Jelks.
- 25th. Pike, Covington and Crenshaw—Geo. N. Buchanan.
- 26th. Macon and Bullock—C. W. Thompson.
- 27th. Lee and Russell—
- 28th. Montgomery—
- 29th. DeKalb and Cherokee—D. C. Case.
- 30th. Dallas—James H. Nunnellee.
- 31st. Colbert, Franklin and Marion—W. H. Matthews.
- 32d. Greene and Hale—Amos Horton.

33d. Mobile—A. S. Lyons.

OATH OF OFFICE.

At the request of the President, the Senators newly elected came forward and the President administered to them the oath of office prescribed by the Constitution of the State, their names being as follows, to-wit:

Messrs. Caffee, Horton, Hurst, Jelks, Jenkins, Lyons, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Windham.

RULES.

On motion of Mr. Cunningham, the rules of the last Senate were adopted for the government of the Senate, until new rules are adopted.

RESOLUTION.

Mr. Brown offered the following resolution, which was adopted:

Resolved, That the President of the Senate be, and he is hereby, authorized to appoint temporary officers of the Senate, to serve until permanent officers shall be elected.

Pursuant to the above resolution, the President appointed Elmore Garrett, of Calhoun, as temporary Assistant Secretary; Mr. Johnson, of Cullman, temporary Doorkeeper, and Mr. James, of Jefferson, temporary Assistant Doorkeeper, and Mr. Jones, of Dallas, Doorkeeper of Gallery.

ADJOURNMENT.

On motion of Mr. Cunningham, the Senate adjourned until 10 o'clock to-morrow morning.

SECOND DAY.

Wednesday, Nov. 16th, 1898.

The Senate met pursuant to adjournment.

Prayer by Rev. Mr. Hall, of the Senate.

Present:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Cunningham, Deans of Shelby, Deens or Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—32.

The Journal of yesterday was read and approved.

OATH OF OFFICE.

Mr. C. W. Thompson, the Senator-elect from the 26th Senatorial District, presented his certificate of election and the oath of office was administered to him by the President of the Senate.

ELECTION OF PERMANENT OFFICERS.

The President announced that the first business in order was the election of permanent officers of the Senate.

ELECTION OF PRESIDENT.

Mr. Brown placed in nomination for President of the Senate Hon. Russell M. Cunningham, of Jefferson county.

Those who voted for Mr. Cunningham are:

Messrs. Abercrombie, Boykin, Brooks, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Lee, Mat-

thews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham.—28.

Mr. Cunningham, having received the entire vote cast, being a majority of the Senate, was declared duly elected President of the Senate for the term prescribed by law.

On motion of Mr. Boykin, the President appointed a committee of three, consisting of Messrs. Boykin, Brown and Pulley, to notify Mr. Cunningham of his election, and conduct him to the chair.

The committee conducted Mr. Cunningham to the chair, and he was introduced to the Senate by the President.

Mr. Cunningham thanked the Senate in dignified and appropriate terms.

The oath of office was then administered to him by the retiring President of the Senate.

The President announced that the next business in order was the election of a permanent Secretary, As-

Senate 2
sistant Secretary, Enrolling and Engrossing Clerks, Doorkeeper, and an Assistant Doorkeeper.

ELECTION OF SECRETARY.

Mr. Moody placed in nomination for Secretary of the Senate, John F. Proctor, of Jackson.

Those who voted for Mr. Proctor are:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deans of Covington, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—29.

Mr. Proctor having received all the votes cast, being a majority of the Senate, was declared duly elected Secretary of the Senate for the time prescribed by law.

ELECTION OF ASSISTANT SECRETARY.

Mr. Moore placed in nomination Richard G. Banks, of Montgomery, for Assistant Secretary of the Senate.

Those who voted for Mr. Banks are:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—27.

Mr. Banks having received all the votes cast, being a majority of the Senate, was declared duly elected Assistant Secretary of the Senate for the time prescribed by law.

ELECTION OF ENGROSSING AND ENROLLING CLERK.

Mr. Buchanan nominated for Engrossing and Enrolling Clerk of the Senate, Dugald F. McCall, of Montgomery.

Those who voted for Mr. McCall are:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Deens of Covington, Grant, Hale, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—27.

Mr. McCall having received all the votes cast, being a majority of the Senate, was declared duly elected Engrossing and Enrolling Clerk of the Senate for the time prescribed by law.

ELECTION OF DOORKEEPER.

Mr. Brown nominated John A. Johnson, of Cullman county, for Doorkeeper of the Senate.

Those who voted for Mr. Johnson are:

Messrs. President, Abercrombie, Boykin, Brown, Buchanan, Coffee, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain,

Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham.
—27.

Mr. Johnson having received all the votes cast, being a majority of the Senate, was declared duly elected Doorkeeper of the Senate for the time prescribed by law.

ELECTION OF ASSISTANT DOORKEEPER.

Mr. Grant nominated Wm. A. Cook, of Wilcox county, for Assistant Doorkeeper of the Senate.

Those who voted for Mr. Cook are:

Messrs. President, Abercrombie, Boykin, Brooks, Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham.
—26.

Mr. Cook having received all the votes cast, being a majority of the Senate, was declared duly elected Assistant Doorkeeper of the Senate for the time prescribed by law.

OATH OF OFFICE.

The oath of office was then administered by the President of the Senate to the several officers just elected.

On motion of Mr. Abercrombie, the Secretary was directed to inform the House that the Senate had perfected a permanent organization and elected permanent officers.

RESOLUTION.

Mr. Nunnellee offered a resolution, as follows:

Resolved, That the President of the Senate be empowered to appoint a doorkeeper for the gallery and pages to wait on the Senate,

Which was referred to the Committee on Rules.

COMMITTEE ON RULES.

On motion of Mr. Brown, the President was authorized to appoint a committee of five, of which the President shall be chairman, to report rules for the Senate.

The chair announced as the Committee on Rules, Messrs. President, Matthews, Boykin, Jelks, and Sowell of Walker.

MESSAGE FROM THE HOUSE.

Mr. President:

I am directed by the House to notify the Senate that the House has perfected a permanent organization by the election of the following officers:

Charles E. Waller, of Hale, Speaker.

Massey Wilson, of Clarke, Clerk.

Frank N. Julian, of Colbert, Assistant Clerk.

Val. Taylor, of Perry, Engrossing Clerk.

J. S. Williams, of Barbour, Enrolling Clerk.

Robert Hasson, of Etowah, Doorkeeper.

Thos. J. Fain, of Dale, Assistant Doorkeeper.

And the House has adopted a joint resolution, herewith sent, raising a joint committee, consisting of three from the House and two from the Senate, to wait upon the Governor and inform him of the permanent organization of the House;

And the Speaker has appointed as the committee on the part of the House, Messrs. Robinson, Brandon and Poole.

MASSEY WILSON,
Clerk.

HOUSE MESSAGE.

The Senate concurred in the House joint resolution, raising a joint committee to wait on the Governor and notify him of the permanent organization

of the two houses of the General Assembly.

The President announced as the committee on part of the Senate: Messrs. Thompson and Stevens.

INTRODUCTION OF BILLS.

On the call of districts, bills were introduced, read the first time, and referred to appropriate committees (when appointed), as follows:

By Mr. Abercrombie—

S. 1. To incorporate Anniston Normal Industrial and Theological College, at Anniston, Calhoun county, Alabama.

Education.

Also (with notice, proof, etc.)—

S. 2. To amend Sections 3, 11, 16 and 17 of an act entitled "An act to establish a new charter for the town of Piedmont, Alabama," approved February 2d, 1891; and to authorize the City of Piedmont to purchase, construct and operate water works and electric light plants, and fixing a time for filing claims against said city.

Corporations.

Also—

S. 3. To incorporate the Anniston College for Young Ladies, at Anniston, Alabama.

Education.

Also—

S. 4. To amend Section 632 of the Code of 1896.

Judiciary.

By Mr. Moore—

S. 5. To prohibit emigrant agents from plying their vocation in this State without first having obtained a license therefor.

Immigration.

By Mr. Jelks—

S. 6. To authorize the City of Eufaula to issue bonds refunding its floating debt.

Finance and Taxation.

By Mr. Case—

S. 7. To better provide for the examination of ap-

plicants to teach in the public schools of this State.

Education.

By Mr. Nunnellee—

S. 8. To empower the Selma Bridge Company to sell to Dallas county, and Dallas county to purchase from said company, its bridge across the Alabama river at Selma, and the right of way and other appurtenances thereto, for use as a free county bridge.

Local Legislation.

Also—

S. 9. To give power and authority to the court of county revenues of Dallas county to make, issue, sell and dispose of the bonds of Dallas county for the purpose of raising the money necessary to pay for a bridge over the Alabama river at or near Selma, in Dallas county, Alabama, and to levy and collect the taxes necessary to pay the said bonds and the interest thereon.

Finance and Taxation.

Also—

S. 10. To authorize and empower the Selma Cotton Mill Company to issue and sell its first mortgage bonds in an amount not exceeding its paid up capital stock, and to secure the same by a first mortgage on its property, real and personal, and its franchises, by the consent of the holders of the larger part in value of its capital stock, expressed by vote at a meeting of the stockholders called for that purpose.

Finance and Taxation.

Also—

S. 11. To exempt the Selma Cotton Mill Company and its property from assessment and collection for State, county and municipal taxation for the period of eight years from and after the approval of this act.

Finance and Taxation.

By Mr. Rather—

S. 12. To abolish the court of county commissioners of Lawrence county.

Judiciary.

Also—

S. 13. To establish a court of county revenues for

Lawrence county, and to define its duties and powers.

Judiciary.

By Mr. Cunningham (Mr. Boykin presiding)—

S. 14. To authorize the Most Worshipful Grand Lodge of Free and Accepted Masons of the State of Alabama to issue bonds for an amount not exceeding fifteen thousand dollars, and to mortgage its property to secure the same.

Finance and Taxation.

By Mr. Lyons—

S. 15. To authorize the City of Mobile to provide, maintain and operate systems of water works and sewerage.

Municipal and County Organization.

Also—

S. 16. To authorize the City of Mobile to make and issue bonds for building, purchasing or otherwise acquiring systems of water works and sewerage for the said city, and to mortgage said works to secure said bonds.

Municipal and County Organization.

By Mr. Sowell, of Limestone—

S. 17. To authorize and empower the mayor and council of the town of Athens, Alabama, to issue and sell bonds of said town to an amount not exceeding six thousand dollars, falling due not more than thirty years from their date, bearing not exceeding six per cent. interest, payable semi-annually, for the purpose of paying and satisfying a mortgage upon the electric light plant owned and operated by said town, and of making improvements thereon and extension thereof.

Municipal and County Organization.

GOVERNOR'S MESSAGE.

Mr. President:

I am directed by the Governor to communicate to the Senate a message in writing.

CHAPPELL CORY,
Private Secretary.

BIENNIAL MESSAGE

OF

JOS. F. JOHNSTON, GONERNOR OF ALABAMA.

1898.

GENTLEMEN OF THE GENERAL ASSEMBLY :

Since your last session material progress has been made in the development of the resources of our State; many miles of railroad have been constructed, tens of thousands of spindles added to our cotton manufactories, one of the largest steel mills in the United States is under construction, and a large amount of money is finding profitable employment in our varied industries.

The fertility of our soil, the salubrity of our climate and the splendid mineral and timber resources of our State, are attracting more and more attention, and drawing to our borders many industrious and worthy citizens of other States. Peace and good order prevail, and the reproach of mob violence is passing away at the demand of an enlightened public sentiment; that stands for the orderly administration of justice as the only security to every citizen in his personal and property rights. But little general legislation, in my judgment, is needed, and I trust that our statute books shall not be encumbered with many local laws.

FINANCIAL.

I congratulate you heartily on the improved condition of your finances. The credit of the State was never higher; your bonds are commanding now a premium of about ten per cent. against two per cent. two years ago.

Money was borrowed a year ago for a short temporary loan at four per cent., the lowest rate ever obtained by the State; claims against the Treasury are being promptly met and the teachers of the public schools received their pay when due this Fall for the first time in many years. These results have been obtained by the better enforcement of our Revenue Laws, the most rigid scrutiny of all claims against the State, and the most careful economy in all departments of your government. The rule adopted has been not to spend a dollar that a prudent man would not spend in the conduct of his own business.

Just two years ago a joint committee of the two Houses estimated the deficit in our Treasury as of January 1st following at \$568,065.84; this estimate added \$468,000.00 for interest and other claims maturing January 1st and credited estimated receipts up to that date at \$280,000.00. Striking out both these items would have left the net deficit on the day of the report (November 17, 1896) as \$380,065.84. The Treasurer's report shows that at the close of business, September 30, 1898, the deficit was \$241,755.90; but \$85,680.13 of this was due Penitentiary Fund, and can and should be covered into the Treasury, leaving actual net deficit that day at \$156,075.77, a net gain of about \$225,000.00 during the two years, although during this time the interest charge on our public debt increased about \$75,000.00 per annum. But for this increase of interest under the debt settlement act, there would be no deficit whatever now. I think the entire deficit will disappear during the present fiscal year.

The public conscience in nearly every State of the Union has been aroused by the fact that concentrated wealth is steadily demanding more and more the care and protection of the State and Federal Governments, and contributing less and less to the support of these governments. I congratulate you that this evil tendency has less growth here in our State than in almost any other, and that you have enacted fair and courageous laws to arrest it and compel all classes of citizens and property to bear their just share of the public burden.

The reports of the Auditor and the State Tax Commissioner show that up to October 1st, 1898, the money act-

ually paid into the State Treasury under the operation of the Tax Commission law, amounted to \$131,704.44, the actual cost of its collection being \$6,293.97.

Almost as much has probably been paid into the various County Treasuries. The work done for the year 1898 will be realized during the ensuing six months and will likely bring into the State Treasury some additional \$50,000.00. Gratifying as have been these direct results, the indirect effects have probably been of even greater advantage and importance.

The decline in the valuation of real and personal property has been arrested and the tendency is now upward. The total assessment for 1895 was \$241,338,024.99, for 1896 it was \$242,341,769.21, for 1897 it was \$251,390,134.57, and for the present fiscal year, \$256,256,295.52. So it will be seen that in three years we have made a net gain in valuation of nearly fifteen million dollars, whilst some of our sister States during the same period have been suffering a steady shrinkage, and confronting increasing deficits.

The Tax Commission law has not been thoroughly enforced in every county, owing to inability by reason of the small compensation provided to get efficient and capable officers, and I recommend that the number of sub-commissioners be reduced to one for each Congressional district. I believe this will secure more efficient and intelligent service.

I earnestly invite your attention to the inequality of taxation existing between the various counties. Owing to the arbitrary action of a number of Commissioners Courts, or their failure to observe the plain mandates of the law, the valuation of property ranges in different counties from 33 per cent. to 100 per cent. of its fair cash market value. Such inequality should not be tolerated, and legislation should be had to correct it. I am inclined to agree with my predecessors that the establishment of a State Board of Equalization is the best remedy.

I also invite your attention to the clear and accurate report of the Treasurer and to the recommendations therein contained as worthy of careful consideration.

The Auditor's report should be carefully studied by every member of the General Assembly, and the recom-

mendations therein contained should have careful consideration and wise action. The report is most full and complete, and bears evidence of the thorough work that has been done in that department.

REDUCTION OF EXPENSES.

With cotton at less than five cents a pound, I am sure that the honorable members of the General Assembly agree with me that rigid economy should prevail in the administration of the people's affairs and that every unnecessary expense should be eliminated.

I advise that the appropriation of \$15,000.00 per annum for expenses of temporary loans be reduced to \$1,000.00, that the Contingent Fund of the Governor be reduced from \$6,000.00 to \$3,500.00, and of the Superintendent of Education from \$1,000.00 to \$100.00, and that the following appropriations for pay of other officials be abolished or reduced as follows:

That the salary of the President and Associates of the Railroad Commission be reduced \$500.00 each, in all.....	\$1,500 00
Recording Secretary to the Governor be abolished	1,000 00
Clerk to Attorney-General	600 00
One Clerk to Commissioner of Agriculture	1,200 00
Assistant to Marshal and Librarian	600 00
Clerical Assistance to Secretary of State	1,000 00
That the Clerk to R. R. Commission be reduced to \$1,200	300 00
Secretary to Chief Justice be reduced to \$1,200	300 00
That the Reporter of Supreme Court be paid \$700 per volume, instead of \$900, making a reduction of about	600 00

I suggest also that no solicitor be permitted to draw any money from the Treasury in excess of the fees actually paid in from his circuit, that commissions on sums above their salaries be reduced to 10 per cent., and that no stamps or stationery be allowed the reporter, clerk or marshal of the Supreme Court.

I am aware that every effort to reduce expenses will be seriously resisted by those affected, and every argument and persuasion will be addressed to you to prevent

it, but I trust that you will remember that your highest duty is to see that not a dollar of the people's money is uselessly expended. The necessity now upon every member of the State to maintain the most rigid economy in his personal affairs should extend to every department of the State government. The reduction named will not prevent hundreds of competent men from seeking with avidity the places to be filled. I think the salaries of the Auditor and of members of the Convict Board should be increased. The duties of the Auditor and his responsibilities are great and far reaching in their results upon the successful administration of the State government, and the pay of this officer and the members of the Convict Board scarcely exceeds the pay of the chief clerks in the various departments. The report of the Convict Board shows that its labors have produced financial results that must be gratifying to every citizen of the State, whilst the convicts have received the most humane treatment and the death rate has been greatly reduced.

I beg to invite your careful attention to the very great expense heretofore incurred by the General Assemblies for clerical assistance, doorkeepers and other incidents. At the last session the total expense for this purpose was \$11,383.50. The names of 54 persons appear on the Senate pay roll and 76 on that of the House. The amount paid by the two Houses for clerical work of all kinds aggregated \$9,648.50. This sum would have commanded the services of 50 skilled clerks at \$100.00 a month for the entire session. I know it is only necessary to call your attention to this to prevent any unnecessary expense at this session.

I invite your special attention to the report of the Auditor in regard to the growing expense of feed bills. I heartily concur in his recommendation, and also renew my recommendation that the cost of feeding be graduated according to the average number of prisoners per month.

EDUCATION.

I am glad to say that there is a very general and growing interest manifested in the State in behalf of educa-

tion, and that substantial progress is being made. The most important legislation needed at your hands is in regard to our public schools; many reforms are needed; the whole subject should be considered, and a harmonious, systematic, economical and efficient system adopted. We may boast of our splendid resources, surpassing those of all other States in variety and abundance; of the glorious record of our men in war and in peace, and of the purity and loveliness of our daughters, of the fertility of our soil and the salubrity of our climate, but the glory of a State proceeds from the intelligence and virtue of its people. Every dollar given to the cause of education becomes invested capital that cannot be lost or destroyed, but will continue to pay dividends from one generation to another. More efficient supervision, more competent teachers, wiser regulations, will bring greatly increased results even without more money. Uniform examinations for licenses to teach should be had, county superintendents should be competent and efficient, the poll tax should apply to every voter, and its collection should be placed in the hands of the school authorities. We have in Alabama approximately 350,000 men of the voting age. If all were required to pay the poll tax of \$1.50, devoted by our constitution to the common schools, it would more than double our present appropriation from that source. The report of the Auditor shows that for the past two years the sum actually received from polls averaged about \$150,000.00. Certainly efficient legislation and administration, and the extension of the poll age, will more than double the receipts from that source. It may be well, too, for you to consider why the tens of thousands of more or less worthless dogs in the State should not be taxed for this purpose.

All sums over and above those needed for the economical administration of our government, the preservation of peace and good order, and the maintenance of the public credit, should be devoted to the cause of education. I desire to warn every member of the General Assembly that every vote cast for any other appropriation is one cast against the better education of our children. Within the past two years rigid economy has given us a net income from our penitentiary of nearly

\$75,000 annually; the amount now on hand should be covered into the Treasury to aid in extinguishing our deficit, but I see no reason why future earnings should not be devoted to education and the criminal classes themselves be compelled to aid in exterminating ignorance, one of the very roots of crime.

Our present appropriations for the common schools are:

General appropriation	\$350,000 00
Poll Tax appropriation	150,000 00
16 Section Fund	145,000 00
Total of about	<u>\$645,000 00</u>

I am strongly inclined to think it wiser policy, after this fiscal year, to supersede our general appropriation of \$350,000.00 by legislative provision devoting one-third of all the money received into the Treasury from the tax on real and personal property to the cause of education. This would make an increase of nearly \$100,000.00 in the appropriation, and at the same time assure the friends of education that as our values increase, as property is more fairly assessed, and as those escaping and evading are compelled to contribute their share, one dollar in every three that may be thus added to our income will go to our schools and the progress of the schools at least keep pace with the growth and development of our State. If these recommendations are adopted our appropriations for common schools, instead of aggregating some \$645,000.00, ought to show this:

16 Section Fund	\$145,000 00
Poll Tax	300,000 00
General appropriation	435,000 00
Total	<u>\$880,000 00</u>

a gain of nearly \$250,000.00 annually.

The Agricultural and Mechanical College continues to do good work, our State University is making gratifying progress, and the Girls' Industrial School has been marvelous in its growth. The Normal Schools, both white

and colored, and the District Agricultural Schools, with better managed and taught than at any previous time. I invite your attention in this connection to the valuable report of the Superintendent of Education and of the Commissioner of Agriculture.

It is interesting to know that nearly one-half of all the receipts of our Treasury are annually disbursed for education and benevolent purposes, and these disbursements are steadily growing. The expenditures have been for the year:

1895-6.....	\$ 826,886 40
1896-7.....	895,380 74
1897-8.....	1,018,086 98

or nearly \$200,000 more than two years ago.

SOLICITORS.

I respectfully invite your consideration to the method of electing Solicitors. Our Constitution places the election of Judges in the hands of the people, and it is a gratifying fact that the decisions of our highest Court command universal respect and rank among the ablest and most learned in the entire Union; our Judiciary is without reproach. If the people can be trusted to elect Judges I fail to see why they cannot be trusted to elect Solicitors. The election by the General Assembly takes up much of the time that should be given to the consideration of public business, and I fear sometimes selections are made not altogether with regard to the fitness of the successful candidate, but as the result of some combination or trade. I trust that in the elections now pending not a single member of your honorable body will be found willing to barter his vote, but that each will be cast under a solemn sense of the obligation resting upon the members to secure for the people capable and faithful officials. So far as the result is concerned I can see little difference in bartering one vote for another instead of for money.

The same reasons should induce the election of Railroad Commissioners by the people.

MILITARY.

I invite your attention to the report of the Adjutant General showing the number, equipment and efficiency of our organized State troops, and the services they have rendered the State. Whenever called into service to maintain the laws and protect prisoners from mob violence, they have responded with alacrity, performed every duty with uncomplaining fidelity, and in every instance their conduct has been admirable. Nearly all our troops promptly volunteered their services when war was declared against Spain, were anxious to go to the front, and, had opportunity presented itself, I am sure their conduct upon the field of battle would have sustained the glorious record of their fathers. Wherever stationed they have won commendation for their good conduct and soldierly bearing, and I am sure were not surpassed by the troops of any other State in the Union. One regiment yet remains in the service, composed of our colored citizens, efficiently officered by white men, and this regiment will give a good account of itself wherever and whenever called. In the many duties imposed upon me by the war I have had most valuable and efficient aid from the Adjutant General and Quartermaster General, who gave freely of their time to this work, and should receive compensation for their services.

AMENDING CONSTITUTION.

The fact that our Constitution needs some revision is conceded by almost every intelligent and patriotic citizen. There are many who would like to see some parts revised and yet have grave apprehensions as to the work of a convention having no restriction upon its powers. Our State is now enjoying a political repose, most grateful, after years of bitter division and strife, and if possible we should wisely avoid any issue that would disturb this condition. Looking at the result on the amendment submitted at the last election, it may be well for you to consider whether such revision as may be necessary can not be had with more certainty and less expense, apprehension and discord than by a general convention. I submit to your patriotic consideration the

selection of the wisest course to pursue, but I must insist that we shall be recreant to our duty if we temporize with conditions that are pregnant with evil.

ROADS.

Except education, no more important subject can engage your careful consideration than the improvement of our public roads. The tendency of our people to leave the rural districts and gather in the towns and cities is alarming to thoughtful men all over the country. Unless arrested, fruitful fields will be abandoned, population congested in the cities and towns and the very spirit of independence be impaired. It is hardly surprising that the citizens who are largely denied church, school and social privileges by the miserable condition of their roads, should seek these elsewhere. Some wise and efficient plan should be adopted permitting counties to levy special taxes or to borrow money, that permanent betterments of our roads may be accomplished in place of the shiftless pretense of work now done. Citizens might be allowed to contribute labor instead of paying money, but the main thing is to have the roads and grades established by competent persons, and the work so done that it will be of lasting value. Several of our counties have special road laws that have been of great advantage, and wherever good roads have been constructed the people would rebel against a return to the old system.

EXAMINATIONS.

The examinations of the accounts of officials handling the public revenues has not only brought money into the State and County Treasuries largely beyond the expense, but has been most productive in informing officials of their duties, securing uniformity of administration, and making all officials more careful and accurate in their dealings with the State. I advise the passage of an act that will remove any doubt whatever that official copies of these sworn reports shall be received by all Courts as *prima facie* evidence of the facts stated therein, and permitting all officials receiving the State's money to be sued at the Capital. I recommend also that au-

thority be given the Governor to appoint special or temporary examiners having the power and authority of the present regular examiners. In case of sickness of regular examiners, or of any urgent necessity this would be found most beneficial. I have had many requests to have the books of county officials examined, but the pressure of the work necessary to be done for the State has prevented me from complying with these requests. The counties should pay their fair share of all the expense of this work.

I recommend also that the scope of examination be extended to State Banks and Bankers. Enlightened public sentiment requires that all such semi-public institutions, inviting the trust of the people, should have the supervision of the State.

PUBLIC HEALTH.

Our people have enjoyed good health. An epidemic of smallpox has prevailed in some parts of the State, and during the year 1897 we had some yellow fever in a few localities. The death rate, from both causes, has been quite insignificant, so little as to be scarcely perceptible in our mortality statistics. This year a rigid quarantine by the State under our own laws and administered by our own officials, and at comparatively small expense, has kept out any yellow fever infection, although we were more or less in contact with the disease along the whole western border of the State, and had no assistance whatever from any foreign source. Our health organization is admirable, entirely removed from political influences and under the control of those most capable of dealing with such matters. It is being better understood every year that thorough sanitary conditions are the price of immunity from epidemic. I invite your attention to the report of the State Health Officer, who has been most diligent and capable in the discharge of his duties, and whose recommendations, as well as those of the State Medical Association, are worthy of your earnest consideration.

There should be a revision of our quarantine laws so as to make them more efficient, increase the penalties for violation and prevent improper restrictions upon trade and travel by local communities.

The clamor for National Quarantine to protect our citizens seems to me to be without that due reflection upon the already aggressive encroachment of the Federal Power, by legislation and far reaching decisions of its Courts, upon the rights of the States and the liberties of the people. Every inch of ground yielded in this direction is one that history teaches us is never regained, and the wise restraints intended by our fathers to preserve us from a centralized despotism are yielding to the temptation to have the expenses footed by the Federal Government.

PRIMARY LAW.

I earnestly urge the passage of a primary election law under which each voter can express his choice and have it honestly declared and each candidate secure fair and impartial treatment. When nominations are practically equivalent to an election the real contest takes place over them, and the necessity of guarding them from fraud, trades, bribery or other corrupt practices becomes more imperative. A man who sells his vote, and the purchaser, and all who engage in any fraudulent conduct should not only be severely punished but be forever disfranchised. Party primaries under our form of government are the sources of administration and if these sources are polluted, the poison will flow down the stream, spreading corruption and disaster.

LOBBY.

The General Assembly of Alabama has a most enviable record in the fact, that, except during the carpet-bag regime, no legislation has ever been procured by the corrupt use of money. That measures have been secured by the persuasive and persistent efforts of lobbyists seems probable. Let us take a step forward and by appropriate legislation give the public to understand that in Alabama no legislation can be secured by importunity, persuasion, combinations, or even party demand, that does not represent the deliberate judgment and unbiased approval of the representatives of the people. Every opportunity should be given to citizens to appear before, and express their views to, committees having legislation under consideration, but I suggest

that lobbyists should be prohibited, at least in the Capitol building, from importuning members of the General Assembly.

PENSIONS.

I beg to call your attention to the Auditor's report showing the constantly growing number of pensions. I am satisfied that no proper care is had to prevent these rolls from being encumbered with unworthy persons, and when it is considered that every improper claimant reduces the amount coming to those whose gallant conduct and needy condition appeal most strongly to our consideration, it shows the necessity for an efficient revision of this law. It seems to me that when an applicant, after careful examination has been found worthy to be enrolled, that the expense of further application and examination should be dispensed with.

THE GEOLOGICAL SURVEY.

The Geological Survey has continued its valuable work. The State Geologist will shortly issue a map of the Warrior coal fields based upon the latest and best information concerning this great storehouse of wealth, and will also publish reports on the valuable clay resources and on the flora of the State. These will add much to our knowledge regarding these resources of our State and be of general interest to all the people. The survey has given much attention to our gold deposits and I trust we shall soon see good results. It has also made valuable observations and investigations regarding the water powers and supplies of the State.

RAILROADS.

The State has made gratifying progress in the construction of railroads. Within the past two years nearly 300 miles, the largest of any State, I believe, in the Union, certainly in the South, have been completed; thirty additional miles are now under construction, and information in my possession gives assurance that next year considerable and valuable construction will be done. The Railroad Commission has been diligent in hearing and adjusting all complaints, and I am gratified to state

that in every instance the railroad companies have yielded prompt and cheerful obedience to the judgment and decrees of the Commission.

MISCELLANEOUS.

Several surety companies have made deposits and are doing business in the State, under recent legislation and have proven useful. I think they should be prohibited from removing any suit from the State to Federal Courts, and legislation should be had making all sureties going on bonds of public officials liable for the entire default of the official, whether existing at the time the bond is given or precedent thereto. Controversies as to liability as between different sets of sureties should be adjusted by the sureties and not the obligee of the bond.

The new Code is, I think, the best ever gotten up by the State in its arrangement, index and matter. I suggest that the fewest possible changes be made consistent with justice and equality. We had better suffer a little inconvenience from imperfect laws that are well known and understood, than be constantly changing them.

I am inclined to recommend that provision be made so that no bill, other than those general in their operation, shall be reported back to either house from any committee unless an amount at least sufficient to cover the expense of printing and publishing shall be paid into the Treasury. I recommend that the fees paid for commissions be raised to \$2.50, and that no official be authorized to act until a commission has been issued him.

I regret greatly the sudden and untimely death of Hon. B. L. Dean, a member of the House from Tallapoosa County, and a citizen of the highest character and standing, whose counsel will be greatly missed. I trust that the Father of all Mercies will preserve you all in good health, and so direct your deliberations in the consideration of every measure that the wisest conclusions shall be reached, and I beg to assure you of my earnest and hearty co-operation in every effort to better the condition of our State and to give to our people just, fair and equal laws.

JOSEPH F. JOHNSTON,
Governor.

On motion of Mr. Abercrombie, the message was considered as read, and that 300 copies of the same be printed for the use of the Senate.

ADJOURNMENT.

On motion of Mr. Boykin, the Senate adjourned at 12:15 o'clock p. m. until 10 o'clock to-morrow morning.

THIRD DAY.

Thursday, November 17th, 1898.

The Senate met pursuant to adjournment.

Prayer by Rev. O. C. McGhee, of Opelika.

Present:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—27.

The Journal of yesterday was read and approved.

INTRODUCTION OF BILLS.

On the call of districts, bills were introduced, read the first time, and referred to appropriate committees (when appointed), as follows:

By Mr. Thomason—

S. 18. To authorize the filing and recording of certain deeds of conveyance therein named in the office of the probate court of the State.

Judiciary.

By Mr. Sowell, of Walker—

S. 19. To authorize courts of this State exercising

equity jurisdiction, to direct the sale of the property and franchises of *quasi* public corporations, and to define the rights, powers and duties of purchasers thereunder.

Corporations.

By Mr. Windham—

S. 20. To provide for the publication of the Code of Ethics adopted by the Alabama State Bar Association.

Printing.

By Mr. Caffee—

S. 21. To confer additional jurisdiction upon the county court of Lowndes county, and to regulate the proceedings therein.

Local Legislation.

Also—

S. 22. To repeal so much of an act entitled "An act to fix the compensation for recording, registration and copying in the probate offices in the counties of Lowndes, St. Clair, Etowah, Blount and Cullman," approved Dec. 12, 1892, as relates to the County of Lowndes.

Local Legislation.

By Mr. Grant—

S. 23. To fix the amount of the official bond of the register in chancery of Clarke county.

Local Legislation.

Also—

S. 24. To amend Section 1373 of the Code of 1896.
Finance and Taxation.

By Mr. Meador—

S. 25. To provide for depositing State funds in various banks within the State; and to provide for the making of the bond of the State treasurer through guarantee companies, and to fix the amount of the bond of the treasurer of the State.

Finance and Taxation.

By Mr. Buchanan—

S. 26. To repeal House bill No. 601, relating to levying a tax for and working the public roads in Crenshaw county, Alabama.

Local Legislation.

Also—

S. 27. To prohibit the imprisonment of whites and blacks in the same compartment and in a space of less than 192 cubic feet of space in any prison in the State of Alabama.

Public Health.

By Mr. Case—

S. 28. To amend Sections 3576 and 3577 of the Cole of 1896.
Education.

RESOLUTION.

Mr. Jelks offered the following resolution, which was referred to the Committee on Rules:

Resolved, That the President be, and he is is hereby empowered, to appoint three pages, at a salary of one dollar and fifty cents for each working day of the session.

REPORT OF THE COMMITTEE ON RULES.

The President of the Senate (Mr. Abercrombie presiding) reported the following rules for the Senate:

RULES OF THE SENATE.

Session 1898-9.

RULE 1. The President having taken the chair, and a quorum being present, the Journal of the preceding day shall be read to the end, that any mistake may be corrected that shall be made in the entry.

2. Every Senator, when he speaks, shall address the chair, standing in his place, and, when he has finished, shall sit down.

3. No Senator shall speak more than twice on any question under debate, and shall not consume more than one hour at each time, without leave of the Senate; but the originator of the pending question, or

chairman of the committee reporting the measure, shall have the right to conduct the debate, after all other Senators, who desire to do so, have spoken.

4. When two or more Senators rise at the same time, the President shall name the Senator who is to first speak.

5. When a Senator shall be called to order by the President, or a Senator, he shall sit down; and every question of order shall be decided by the President, without debate, subject to an appeal to the Senate, and the President may call for the sense of the Senate on any question of order.

6. If a Senator be called to order by a Senator for words spoken, the exceptional words shall immediately be taken down in writing by the Secretary, that the President may be better enabled to judge of the matter.

7. No Senator shall absent himself from the service of the Senate, for as long as one day, without leave of the Senate first obtained. In case a less number than a quorum of the Senate shall convene, they are hereby authorized to send the sergeant-at-arms, or any other person by them authorized, for any or all absent Senators, as the majority of such Senators present shall agree, at the expense of such absent Senator, unless such excuse for non-attendance shall be made, as a quorum of the Senate shall judge sufficient, in which event the expense of securing the attendance of such Senator shall be paid out of the contingent fund.

8. When a motion shall be made, it shall be reduced to writing, if desired by the President, or any Senator, delivered at the table, and read, before the same shall be debated.

9. When a question is under debate, no motion shall be received, but—

To adjourn to a day certain,

To lay on the table,

To postpone indefinitely,

To postpone to a certain day,

To commit, or

To amend;

which several motions shall have precedence, in the order they stand arranged, and the motion for adjournment shall always be in order, and be decided without debate.

10. If the question in debate contains several points, any Senator may move for a division, but on a motion to strike out and insert, it shall not be in order to move for a division of the question; but the rejection of a motion to strike out and insert one proposition, shall not prevent a motion to strike out and insert a different proposition, nor prevent a subsequent motion, simply to strike out, nor shall the rejection of a motion simply to strike out prevent a subsequent motion to strike out and insert.

11. In filling up blanks, the largest sum and longest time shall be first put.

12. When the reading of a paper is called for, and the same is objected to by any Senator, it shall be determined by a vote of the Senate, and without debate.

13. The *unfinished business* in which the Senate was engaged at the last preceding adjournment, shall have the preference in the *special orders* of the day.

14. When the *yeas* and *nays* shall be called for by one-tenth of the Senators present, each Senator called upon shall, unless for special reasons he be excused by the Senate, declare openly, and without debate, his assent or dissent to the question. In taking the *yeas* and *nays*, and upon the call of the Senate, the names of the Senators shall be called alphabetically, except that the name of the President shall be first called.

15. When the *yeas* and *nays* shall be taken upon any question, in pursuance of the above rule, no Senator shall be permitted, under any circumstances whatever, to vote after the decision is announced from the chair.

16. All motions to go into executive session shall be decided without debate.

17. All joint resolutions, except those which require immediate action, shall lie over one day, before they shall be considered by the Senate.

18. No motion shall be deemed in order to admit

any person whomsoever within the doors of the Senate chamber, to present any petition, memorial or address, or to have any such read.

19. When a question has been made and carried in the affirmative or negative, it shall be in order for any Senator of the majority to move for the reconsideration thereof; but no motion for the reconsideration of any vote shall be in order after a bill, resolution, message, report, amendment or motion, upon which the vote was taken, shall have gone out of the possession of the Senate, announcing their decision; nor shall any motion for reconsideration be in order, unless made on the same day on which the vote was taken, or by 12 o'clock next day: *Provided*, that when a vote, by which a bill is passed, is reconsidered, it shall be in order to move for a reconsideration of the vote by which the bill was ordered to be engrossed and read a third time.

"But when a bill, resolution, message, report, amendment or motion is not in the possession of the Senate, a notice that a motion for reconsideration will be made, may be entered before said 12 o'clock, and the motion to reconsider may then be made, when said measure is the possession of the Senate."

20. All questions shall be put by the President of the Senate, and the Senators shall signify their assent or dissent, by answering their aye or no.

21. The President of the Senate shall have the right to name a Senator to perform the duties of the chair, but such substitution shall not exceed beyond adjournment.

22. After reading the Journal, business shall be called in the following order:

- 1st. Signing bills by President.
- 2d. Call of districts.
- 3d. House messages.
- 4th. Reports from standing committees.
- 5th. Reports from select committees.
- 6th. Motions and resolutions.
- 7th. Bills on third reading.

- 8th. Regular order of the day at 12 m.
 9th. Miscellaneous business.

The Committees on Enrolled and Engrossed Bills, and on Journal, may report at any time.

This order of business can not be set aside except by a vote of three-fourths of the Senators voting.

When reports of standing committees are in order, the committee shall be entitled to the floor, last occupying it when the reports were in order.

These rules shall not interfere with special orders for particular days, or special orders for the Senate.

Special orders shall be called at the hour of 12 o'clock, unless specially set for some other hour; and a motion for a special order, if objected to, shall first be referred to and reported from the Committee on Rules.

Under call of the districts, only bills, petitions, memorials, or resolutions which are to be referred to a committee, shall be introduced, and every bill, petition, memorial, or other paper shall upon the first reading thereof, be referred by the President to the standing committee having the subject matter thereof under consideration unless the Senate by a two-thirds vote order otherwise. And before any petition, or memorial addressed to the Senate, shall be received and read at the table, whether the same shall be introduced by the President or a Senator, a brief statement of the contents of the petition or the memorial shall verbally be made by the introducer.

23. Every bill shall receive three readings previous to its being passed; and the President shall give notice at each, whether it be first, second, or third; which readings shall be on three different days. And no bill shall become a law until it shall have been referred to a committee and returned therefrom, and upon its final passage read at length, and the vote taken by yeas and nays, and the names of the Senators voting for and against the same be entered on the Journal. And the President shall, in the presence of the Senate, sign all bills and joint resolutions passed

by the General Assembly after the titles have been publicly read immediately before signing, and the fact of signing shall be entered on the Journal. And all resolutions proposing amendments to the Constitution, or to which, the approbation or signature of the President may be requisite, or which may grant money out of the contingent fund, shall be treated in all respects, in the introduction and form of proceedings thereon in the Senate, in a similar manner with bills.

24. Bills on first reading may be amended or committed, and shall be read a second time when returned from the committee on any subsequent day.

25. The final question, upon the second reading of every bill, resolution, constitutional amendment, or motion originating in the Senate, and requiring three readings previous to its being passed, shall be, "whether it shall be engrossed and read a third time?" and no amendment shall be received for discussion at the third reading of any bill, resolution, amendment or motion, unless by unanimous consent of the members present; but it shall at all times be in order, before the final passage of any such bill, resolution, constitutional amendment or motion, to move its commitment, and if such commitment take place, and any amendment be reported by the committee, the said bill, resolution, constitutional amendment or motion shall be again read a second time, and then the aforesaid question shall be again put.

26. The special orders of the day shall not be called by the chair before 12 o'clock, unless otherwise directed by the Senate.

27. The titles of bills and such parts thereof only as shall be effected by proposed amendments, shall be inserted on the journals.

28. The proceedings of the Senate, when not in committee of the whole, shall be entered on the Journal as concisely as possible, care being taken to detail a true and accurate account of its proceedings; but every vote of the Senate shall be entered on the Journal, and a brief statement of the contents of each pe-

tition, memorial or paper presented to the Senate, shall also be inserted on the Journal.

29. The President of the Senate shall appoint the chairmen and members of the standing committees.

30. When motions are made for reference of the same subject to a select committee, and to a standing committee, the question on reference to the standing committee shall be first put.

31. When acting on *confidential* or *executive business* the Senate shall be cleared of all persons except the secretary, the assistant secretary and doorkeeper. The *executive* and *confidential legislative proceedings* shall be kept in a separate book from the *public legislative proceedings* of the Senate.

32. The Committee on Rules may at any time report a special rule that debate on a pending measure shall cease at a certain hour, and a vote be taken on the measure. The consideration of such special rule shall not exceed thirty minutes, when a vote shall be taken thereon.

33. When any question may have been decided by the Senate, in which two-thirds of the Senators present are necessary to carry the affirmative, any Senator who votes on that side which prevailed in the question, may be at liberty to move for a reconsideration, and a motion for a reconsideration shall be decided by a majority of votes. And every bill, question or measure may be reconsidered at any time before 12 o'clock of the succeeding day, and no motion to table a motion to reconsider shall be in order, if made on the same day the proposition proposed to be reconsidered was carried, and no motion to take from the table a motion to reconsider shall be in order, without giving one day's notice.

34. Messages shall be sent to the House of Representatives by the Secretary, who shall previously endorse the final determination of the Senate thereon.

35. Messages may be introduced in any stage of business, except while a question is being put, while the yeas and nays are being called, or while the ballots are being counted.

36. The reporters shall be placed on the floor of the Senate by the Secretary, or under his direction.

37. The presiding officer of the Senate shall have the regulation and control of such parts of the capitol, and of its passages, as are or may be set apart for the use of the Senate and its officers.

38. Persons admitted on the floor of the Senate chamber while the Senate is in session:

1. Executive officers of the State and of the United States.

2. Judges and ex-judges of the State and of the United States courts; members of Congress and members of the General Assembly.

3. Ex-members of Congress and ex-Senators of Alabama.

4. Editors and reporters, at such tables as may be assigned on the floor or in the bar.

All other persons are excluded therefrom, and all persons are to be excluded from the bar, and the chairs and seats of the Senators, and from the closets of the Senate Chamber, and from being near the fire-places, except such as are invited by members of the Senate by card, which the Secretary shall have printed and furnished to the members.

No smoking shall be allowed in the Senate chamber.

39. The time of meeting of the Senate each day shall be 10 :30 o'clock a. m.; and in all cases, upon the adjournment of the Senate, the Secretary shall enter on the journal the hour of adjournment, and the name of the member on whose motion the adjournment was had.

40. To aid in the dispatch of business there shall be twenty-two standing committees, upon the following subjects, and to consist of the number hereinafter named:

1. On judiciary, including rules and regulations; to consist of seven members.

2. On revision of laws; to consist of seven members.

3. On constitution, and constitutional revisions and amendments; to consist of seven members.

4. On finance and taxation, including accounts and

claims, fees and salaries, and contingent fund; to consist of eleven members.

5. Banking and insurance; to consist of five members.

6. On penitentiary, prisons and punishment; to consist of seven members.

7. On corporations; to consist of seven members.

8. On local legislation; to consist of five members.

9. On education; to consist of seven members.

10. On commerce and common carriers, including highways and manufactures; to consist of seven members.

11. On agriculture; to consist of seven members.

12. On municipal and county organization, to include poor laws and charitable institutions; to consist of seven members.

13. On immigration, industrial resources and public buildings; to consist of seven members.

14. On privileges and elections, including grievances, disabilities and registration; to consist of seven members.

15. On printing; to consist of three members.

16. On public health; to consist of seven members.

17. On military; to consist of three members.

18. On temperance; to consist of seven members.

19. On engrossed bills; to consist of three members.

20. On enrolled bills; to consist of three members.

21. On revision of the journal; to consist of five members, whose duty it shall be to examine in reference to each bill or resolution finally passed by the General Assembly, and report whether the journal contains the entries in reference thereto required by the Constitution.

22. On rules; to consist of five members, with the right to report at any time.

41. Bills on third reading, postponed to day certain, shall take precedence on such days, and from day to day thereafter until disposed of, of bills on third reading, and the precedence of such postponed bills shall be in the order of their postponement respectively.

42. No discussion or debate shall be allowed while

a vote is being taken, except by unanimous consent of the Senate.

43. A motion to lay on the table any amendment or substitute shall not carry with it the original bill, resolution or proposition.

44. The Secretary of the Senate is required to furnish daily to the members of the Senate a printed calendar of all the bills and resolutions intended to have the force of laws on third reading, in the order in which they are entitled to consideration.

45. All the bills reported adversely by any committee shall be retained by chairman until called for by a Senator. The chairman will then report the bill, which will be read a second time, and the adverse report will come up for consideration, when regularly reached on the calendar.

46. No motion to suspend, modify or amend any rule or any part thereof, shall be in order except on one day's notice in writing, specifying precisely the rule, or part thereof, proposed to be suspended, modified or amended and the purpose thereof; and before any vote shall be taken on such motion, it shall be first referred to the Committee on Rules, and the said committee must report thereon; but any rule may be suspended by unanimous consent of the Senate, and alterations of the rules shall be decided by a majority vote.

47. All resolutions shall be referred to and reported from the Committee on Rules before consideration by the Senate. *Provided*, That this shall not apply to resolutions requiring immediate consideration.

On motion of Mr. Cunningham, the report was adopted and 200 copies of the rules ordered printed for the use of the Senate.

ADJOURNMENT.

On motion of Mr. Boykin, the Senate adjourned at 10:55 until to-morrow at 10:30 o'clock.

FOURTH DAY.

Friday, November 18th, 1898.

The Senate met pursuant to adjournment.

Prayer by Mr. Hall of the Senate.

Present:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham. 29.

LEAVES OF ABSENCE.

Leave of absence was granted to Messrs. Lyons, Deens of Covington, Jelks and Thomason for tomorrow.

On motion of Mr. Boykin, the reading of the journal was dispensed with, and the journal was approved.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Rather—

S. 29. To amend Section 3441 of the Code of Alabama, of 1896.

Commerce and Common Carriers.

Also—

S. 30. To amend Section 5378 of the Code of Alabama of 1896.

Commerce and Common Carriers.

By Mr. Hurst:

S. 31. To incorporate the Walnut Grove Baptist College at Walnut Grove, Etowah county, Alabama. Education.

By Mr. Stevens—

S. 32. To amend Section 930 of the Code of 1896.
Judiciary.

By Mr. Sowell, of Walker —

S. 33. To define the boundary line between the
counties of Jefferson and Walker.

Municipal and County Organization.

Also—

S. 34. To regulate the practice in suits upon accounts.

Judiciary.

Mr. Windham (by request)—

S. 35. To make each incorporated town or city of
the State a separate school district, with power to
establish and maintain public schools.

Education.

Mr. Windham (by request)—

S. 36. To provide for the establishment and main-
tenance of public high schools in the several counties
of the State.

Education.

By Mr. Caffee—

S. 37. To fix and regulate the compensation for
keeping the jail of Lowndes county.

Penitentiary.

By Mr. Moore—

S. 38. To incorporate the Alabama Steel and Wire
Company.

Corporations.

By Mr. Buchanan—

S. 39. To establish a State printing office and bind-
ery and to regulate the State and county printing
and binding; to provide for a State printer; to dis-
pose of the profits of said State printing office by de-
voting the same to the schools of Alabama; to punish
violations of this act.

Printing.

By Mr. Case—

S. 40. To amend an act entitled "An act to levy
taxes for the use of the State," approved February
18th, 1897, and to set aside an additional school fund
to better support the public schools of this State.

Education.

By Mr. Cunningham—

S. 41. To incorporate the Ensley Steel and Pipe Company.

Corporations.

Also—

S. 42. To incorporate the Birmingham Tube and Steel Company.

Corporations.

Also—

S. 43. To amend Sections 1920, 1921 and 1922 of the Code of 1896.

Revision of Laws.

Also (by request)—

S. 44. To amend Section 2849 of the Code of 1896, so far as the same relates to Jefferson county

Revision of Laws.

Also—

S. 45. To confer additional powers and authority on the Alabama State Land Company, a body corporate, existing under the laws of Alabama.

Corporations.

Also—

S. 46. To amend Section 164 of the Code of 1896 of Alabama.

Revision of Laws.

By Mr. Matthews—

S. 47. To amend Section 2236 of the Code of Alabama.

Revision of Laws.

APPOINTMENT OF STANDING COMMITTEES OF THE SENATE.

The President of the Senate announced the following standing committees:

1st. On Judiciary: Messrs. Boykin, Wiley, Moody, Sowell of Limestone, Rather, Jenkins, McCain.

2d. On Revision of Laws: Messrs. Brown, Pulley, Sowell of Walker, Stevens, Caffee, Matthews, Sowell of Limestone.

3d. On Constitution, Constitutional Revision and

Amendments: Messrs. Jelks, Jenkins, Horton, Boykin, Moody, Hurst, Brooks.

4th. On Finance and Taxation: Messrs. Meador, Matthews, Moody, Thompson, Jelks, Nunnellee, Horton, Windham, Case, Lyons, Deans of Shelby.

5th. On Banking and Insurance: Messrs. Moody, Thompson, Wiley, Pulley, Grant.

6th. On Penitentiary, Prisons and Punishment: Messrs. Matthews, Caffee, Jehkins, Stevens, Nunnellee, Deans of Shelby, Hall.

7th. On Corporations: Messrs. Wiley, Moore, Stevens, Sowell of Walker, Lyons, Lee, Deans of Shelby.

8th. On Local Legislation: Messrs. Sowell of Walker, Pulley, Abercrombie, Thomason, Nunnellee.

9th. On Education: Messrs. Abercrombie, Jenkins, Thomason, Lee, Lyons, McCain, Deens of Covington.

10th. On Commerce and Common Carriers, including Highways and Manufactures: Messrs. Rather, Nunnellee, Moore, Wiley, Lee, Brown, Jelks.

11th. On Agriculture: Messrs. Horton, Thomason, Case, Windham, Meador, Buchanan, Brooks.

12th. On Municipal and County Organizations: Messrs. Lyons, Sowell of Limestone, Meador, Rather, Brown, Hall, Case.

13th. On Immigration, Industrial Resources and Public Buildings: Messrs. Moore, Thompson, Lee, Lyons, Hall, Sowell of Walker, McCain.

14th. On Privileges and Elections, including Grievances, Disabilities and Registration: Messrs. Sowell of Limestone, Caffee, Windham, Grant, Rather, Deens of Covington, Hurst.

15th. On Printing: Messrs. Nunnellee, Jelks, Grant.

16th. On Public Health: Messrs. Thompson, Horton, Stevens, Brown, Hurst, Boykin, Deans of Shelby.

17th. On Military: Messrs. McCain, Abercrombie, Brooks.

18th. On Temperance: Messrs. Grant, Moody,

Thomason, Thompson, Hall, Deens of Covington, Buchanan.

19th. On Engrossed Bills: Messrs. Pulley, Thompson, Hurst.

20th. On Enrolled Bills: Messrs Thomason, Moore, Case.

21st. On Revision of the Journal: Messrs. Caffee, Jenkins, Windham, Hall, Brooks.

22d. On Rules: Messrs. President, Matthews, Boykin, Jelks, Sowell of Walker.

ORDER TO PRINT.

On motion of Mr. Abercrombie, 200 copies of the standing committees were ordered printed, and the Secretary instructed to have them bound with the rules.

RESOLUTION.

By leave, Mr. Brown offered the following resolution, which was adopted:

Resolved, That the Senator from Montgomery and the Senator from Macon be requested to invite the clergy of the city to open the morning sessions of the Senate with prayer.

REPORT OF THE COMMITTEE ON RULES.

Mr. Matthews, from the Committee on Rules, reported favorably the resolution offered by Mr. Nunnuller, providing for the appointment, by the President of the Senate, a door-keeper for the gallery and pages for the Senate.

The report was concurred in and the resolution was adopted.

APPOINTMENT OF PAGES.

The President appointed as the pages for the Senate

Thos. W. Alley, of Montgomery, and Edwin Meador, of Marengo.

And as door-keeper for the gallery, W. T. Jones, of Dallas.

JOINT RESOLUTION.

Mr. Meador offered the following joint resolution, which was adopted:

Resolved by the Senate, the House of Representatives concurring, That a joint session of the two houses be held to-day at 12 o'clock m., for the purpose of electing solicitors for the 13 judicial circuits, and for the counties of Mobile, Montgomery, and for the inferior criminal court of the City of Birmingham and city court of Talladega.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has adopted the joint resolution herewith sent, to provide for a joint convention of the two houses to-day, the 18th November, 1898, at 12:30 o'clock p. m., for the purpose of counting the vote, ascertaining and proclaiming the result of the August election.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The Senate concurred in the House joint resolution just received, providing for a joint convention of the two houses to-day at 12:30 o'clock p. m., for the purpose of counting the vote, ascertaining and proclaiming the result of the August election.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has concurred in the Senate joint resolution

herewith sent, providing for the holding of a joint convention of the two houses at 12 m., for the purpose of electing solicitors of this State.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The Senate concurred in the House amendment to the Senate joint resolution relative to the election of solicitors to-day.

Which amendment was to add to the resolution the words: "and a judge for the inferior court of criminal jurisdiction known as the police court of Birmingham, and solicitor for Jefferson county."

JOINT CONVENTION.

In accordance with a joint resolution heretofore concurred in, at the hour of 12 o'clock m. the Senate proceeded to the hall of the House of Representatives to elect by joint ballot solicitors for the several judicial circuits and for the counties of Mobile, Montgomery and the city court of Talladega, and for Jefferson county, and a judge for the inferior criminal court of Birmingham.

The joint convention was called to order by the President of the Senate, who directed the Secretary of the Senate to call the roll of the Senate. The following Senators answered to their names, being a majority of the Senate of Alabama, viz:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—28.

The Speaker of the House directed the Clerk of the House to call the roll of the House, when the following members answered to their names, being a ma-

jority of the House of Representatives of Alabama, viz:

Messrs. Speaker, Andress, Arrington, Bayles, Bibb, Box, Brandon, Brown, Bruner, Bulger, Burkhalter, Byars, Capps, Carson, Cheatheam, Collier, Cornelius, Dameron, Davidson, Davis, Delchamps, Doster, Edwards, Flewellen, Forrester, Foster, Fuller, Garner, Garrett, George, Gibson, Godbold, Graves, Green, Hardie, Harris, Harwood, Haynie, Heflin of Randolph, Henry, Hollis, Hood, Houston, Hubbard, Huey, Hurt, Jarrett, Jones of Bullock, Jones of Covington, Jones of Lee, Jones of Wilcox, Kelly, Killen, Knight, Lacey, Lee, Long, Lyle, Maddux, Marbut, Mathews, Miller, Mitchell, Moody, McCain, McGuire, McRee, Palmer, Patterson, Pettus, Poole, Porter, Reynolds, Riggs, Robinson, Rogers, Rousseau, Screws, Seay, Seymour, Sloan, Smith of Baldwin, Smith of Escambia, Spears, Stodghill, Sturdivant, Sullivan, Tate, Thigpen, Vaughn, Wallace, White—92.

The President announced, that there being a quorum of the General Assembly of Alabama present, the convention ready to proceed with the election of solicitors and a judge, as aforesaid, and that nominations were in order.

Mr. Meador nominated Benjamin F. Elmore, of Marengo county, for solicitor of the first judicial circuit.

Those who voted for Mr. Elmore are, of the Senate:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Grant, Hall, Horton, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—26.

Messrs. Speaker, Andress, Arrington, Bayles, Bibb, Box, Brandon, Brown, Bruner, Bulger, Burkhalter, Cannon, Capps, Carson, Cheatham, Collier, Cornelius, Dameron, Davidson, Davis, Delchamps, Doster, Edwards, Flewellen, Forrester, Foster, Fuller, Garner, Garrett, George, Gibson, Godbold, Graves, Green, Hardie, Harris, Harwood, Haynie, Heflin of Randolph,

Hood, Houston, Hubbard, Huey, Hurt, Jarrett, Jones of Bullock, Jones of Covington, Jones of Lee, Jones of Wilcox, Killen, Knight, Lacey, Lee, Long, Lyle, Maddux, Marbut, Mathews, Miller, Mitchell, Moody, McCain, McGuire, McQueen, McRee, Palmer, Patterson, Pettus, Poole, Porter, Reynolds, Rogers, Rousseau, Screws, Seay, Seymour, Sloan, Smith of Baldwin, Smith of Escambia, Spears, Stodghill, Sturdivant, Sullivan, Tate, Thigpen, Tunstall, Vaughan, Wallace, White—89

The President of the Senate then proclaimed that Benjamin F. Elmore, having received 115 votes, a majority of all the votes cast, was duly and constitutionally elected solicitor for the first judicial circuit of Alabama for the term prescribed by law.

Mr. Thigpen nominated C. R. Bricken, of Crenshaw county, for solicitor for the second judicial circuit of Alabama.

Those who voted for Mr. Bricken are, of the Senate:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan Caffee, Case, Grant, Hall, Hurst, Lee, Matthews, McCain, Meador, Moody, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—23.

And of the House:

Messrs. Speaker, Andress, Arrington, Bibb, Box, Brandon, Brown, Bulger, Burkhalter, Byars, Capps, Carson, Cheatham, Collier, Cornelius, Dameron, Davidson, Davis, Delchamps, Doster, Edwards, Flewellen, Forrester, Foster, Fuller, Garner, Garrett, George, Gibson, Godbold, Graves, Green Hardie, Harris, Harwood, Haynie, Heflin of Randolph, Hollis, Hood, Houston, Hubbard, Huey, Hurt, Jarrett, Jones of Bullock, Jones of Covington, Jones of Lee, Jones of Wilcox, Kelly, Killen, Knight, Lacey, Lee, Long, Lyle, Maddux, Marbut, Mathews, Miller, Mitchell, Moody, McCain, McGuire, McRee, Palmer, Patterson, Pettus, Poole, Rogers, Rousseau, Screws, Seay, Seymour, Sloan, Smith of Baldwin, Smith of Escambia,

Spears, Stodghill, Sullivan, Tate, Thigpen, Tunstall, Thigpen, Vaughan, Wallace, White—92.

The President of the Senate then proclaimed that C. R. Bricken, having received 108 votes, a majority of all the votes cast, was duly and constitutionally elected solicitor for the second judicial circuit of Alabama, for the term prescribed by law.

Mr. Jelks nominated John V. Smith, of Russell County, for solicitor of the third judicial circuit of Alabama.

Those who voted for Mr. Smith are, of the Senate: Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Stowell of Walker, Stevens, Thomason, Thompson, Windham—27.

And of the House:

Messrs. Speaker, Address, Arrington, Bayles, Bibb, Brandon, Brown, Bulger, Burkhalter, Byars, Cannon, Capps, Carson, Cheatham, Collier, Cornelius, Dameron, Davidson, Davis, Delchamps, Doster, Edwards, Flewellen, Forrester, Foster, Fuller, Garner, Garrett, George, Gibson, Godbold, Graves, Green, Hardie, Harris, Harwood, Haynie, Heflin of Randolph, Hood, Houston, Hubbard, Huey, Hurt, Jarrett, Jones of Bullock, Jones of Covington, Jones of Lee, Jones of Wilcox, Kelly, Killen, Knight, Lacey, Lee, Long, Lyle, Miller, Mitchell, Moody, McCain, McGuire, McRee, Palmer, Patterson, Pettus, Poole, Porter, Reynolds, Riggs, Rogers, Rousseau, Screws, Seay, Seymour, Sloan, Smith of Baldwin, Smith of Escambia, Spears, Stodghill, Sullivan, Tate, Thigpen, Tunstall, Vaughan, Wallace, White—84.

The President of the Senate then proclaimed that John V. Smith, having received 111 votes, a majority of all the votes cast, was duly and constitutionally elected solicitor for the third judicial circuit of Alabama, for the term prescribed by law.

Mr. Carson nominated W. W. Quarles, of Dallas fourth circuit of Alabama. the county for solicitor for

Those who voted for Mr. Quarles are, of the Senate:
Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case Grant, Hall, Horton, Hurst, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—25.

And of the House:

Messrs. Speaker, Address, Arrington, Bayles, Bibb, Box, Brandon, Brown, Bruner, Burkhalter, Byars, Cannon, Capps, Carson, Cheatham, Collier, Cornelius, Dameron, Davidson, Davis, Delchamps, Doster, Edwards, Flewellen, Forrester, Foster, Fuller, Garner, Garrett, George, Gibson, Graves, Green, Hardie, Harris, Harwood, Heflin of Randolph, Henry, Hollis, Houston, Hubbard, Huey, Hurt, Jarrett, Jones of Bullock, Jones of Covington, Jones of Lee, Jones of Wilcox, Killen, Knight, Lacey, Long, Lyle, Marbut, Mathews, Miller, Mitchell, Moody, McCain, McGuire, McRee, Palmer, Patterson, Pettus, Poole, Porter, Reynolds, Riggs, Rousseau, Screws, Seay, Seymour, Sloan, Smith of Baldwin, Smith of Escambia, Spears, Stoghill, Sullivan, Tate, Thigpen, Tunstall, Vaughan, Wallace, White—82.

The President of the Senate then proclaimed that W. W. Quarles, having received 107 votes, a majority of all the votes cast, was duly and constitutionally elected solicitor for the fourth judicial circuit of Alabama, for the term prescribed by law.

Mr. Thompson nominated Samuel L. Brewer, of Macon county, for solicitor of the fifth judicial circuit of Alabama.

Those who voted for Mr. Brewer are, of the Senate:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case Grant, Hall, Horton, Hurst, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—24.

And of the House:

Messrs. Speaker, Address, Arrington, Bayles, Bibb, Box, Brandon, Brown, Bruner, Burkhalter, Byars, Cannon, Capps, Carson, Cheatham, Collier, Cor-

nelius Dameron, Davidson, Davis, Delchamps, Doster, Edwards, Flewellen, Forrester, Foster, Fuller, Garner, Garrett, George, Gibson, Godbold, Graves, Green, Hardie, Harris, Harwood, Haynie, Heflin of Randolph, Houston, Hubbard, Huey, Hurt, Jarrett, Jones of Bullock, Jones of Covington, Jones of Lee, Jones of Wilcox, Kelly, Killen, Knight, Kyle, Lacey, Lavretta, Lee, Long, Lyle, Maddux, Marbut, Mathews, Miller, Mitchell, Moody, McGire, McRee, Palmer, Patterson, Pettus, Poole, Reynolds, Riggs, Rousseau, Screws, Sea, Seymour, Sloan, Smith of Baldwin, Smith of Escambia, Spears, Stodghill, Sullivan, Tate, Thigpen, Tunstall, Vaughan, Wallace, White—88.

The President of the Senate then proclaimed that Samuel L. Brewer, having received 112 votes, a majority of all the votes cast, was duly and constitutionally elected solicitor for the fifth judicial circuit of Alabama, for the term prescribed by law.

Mr. Moody nominated Wm. B. Oliver, of Tuska-loosa, for solicitor of the sixth judicial circuit of Alabama.

Those who voted for Mr. Oliver are, of the Senate:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Grant, Hall Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Nunellee, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—26.

And of the House:

Messrs. Speaker, Andress, Arrington, Bayles, Bibb, Box, Brandon, Brown, Bruner, Bulger, Burkhalter, Byars, Cannon, Capps, Carson, Collier, Cornelius, Dameron, Davidson, Davis, Delchamps, Doster, Edwards, Flewellen, Forrester, Foster, Fuller, Garner, Garrett, George, Godbold, Graves, Green, Hardie, Harris, Harwood, Haynie, Heflin of Randolph, Henry, Hollis, Hood, Houston, Hubbard, Huey, Hurt; Jarrett, Jones of Bullock, Jones of Covington, Jones of Lee, Jones of Wilcox, Killen, Knight, Lacey, Long, Lyle, Marbut, Mathews, Miller, Mitchell, Moody, McCain, McRee, Palmer, Patterson, Pettus, Poole,

Porter, Reynolds, Rogers, Rousseau, Screws, Seay, Seymour, Sloan, Smith of Baldwin, Smith of Escambia, Spears, Stodghill, Sullivan, Tate, Thigpen, Tunstall, Vaughan, Wallace, White—84.

The President of the Senate then proclaimed that Wm. B. Oliver, having received 110 votes, a majority of all the votes cast, was duly and constitutionally elected solicitor for the sixth judicial circuit of Alabama, for the term prescribed by law.

Mr. Abercrombie nominated Thomas W. Coleman, Jr., of Calhoun county, solicitor for the seventh judicial circuit of Alabama.

Those who voted for Mr. Coleman are, of the Senate:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Grant, Hall Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—26.

And of the House:

Messrs. Speaker, Andress, Arrington, Bibb Brandon, Brown, Bruner, Bulger, Burkhalter, Byars, Cannon, Capps, Carson, Cheatham, Cofer, Collier, Cornelius, Dameron, Davis, Delchamps, Doster, Edwards, Flewellen, Forrester, Foster, Fuller, Garner, Garrett, George, Gibson, Godbold, Graves, Green, Hardie, Harris, Harwood, Haynie, Heflin of Randolph, Henry, Hood, Houston, Huey, Hurt, Jarrett, Jones of Bullock, Jones of Covington, Jones of Lee, Jones of Wilcox, Kelly, Killen, Knight, Lacey, Lee, Long, Lyle, Marbut, Mathews, Miller, Mitchell, Moody, McCain, McGuire, McQueen, Palmer, Patterson, Petrus, Poole, Porter, Reynolds, Riggs, Rogers, Rousseau, Screws, Seay, Seymour, Sloan; Smith of Baldwin, Smith of Escambia, Spears, Stodghill, Sullivan, Tate, Thigpen, Tunstall, Vaughan, Wallace, White—87.

The President of the Senate then proclaimed that Thos. W. Coleman, Jr., having received 113 votes, a majority of all the votes cast, was duly and constitutionally elected solicitor for the seventh judicial cir-

cuit of Alabama, for the term prescribed by law.

Mr. Wallace nominated Richard H. Lowe, of Madison county, for solicitor for the eighth judicial circuit of Alabama.

Those who voted for Mr. Lowe are, of the Senate:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Grant, Hall, Horton, Hurst, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—26.

And of the House:

Messrs. Speaker, Andress, Arrington, Bayles, Bibb, Brandon, Brown, Bulger, Burkhalter, Capps, Carson, Cheatham, Collier, Cornelius, Dameron, Davidson, Davis, Delchamps, Doster, Edwards, Flewellen, Forrester, Foster, Fuller, Garner, Garrett, George, Gibson, Godbold, Graves, Green, Hardie, Harris, Harwood, Haynie, Heflin of Randolph, Henry, Hollis, Hood, Houston, Hubbard, Huey, Hurt, Jarrett, Jones of Bullock, Jones of Covington, Jones of Lee, Jones of Wilcox, Kelly, Knight, Lacey, Long, Lyle, Maddux, Marbut, Mathews, Miller, Mitchell, Moody, McCain, McGuire, McRee, Palmer, Patterson, Pettus, Poole, Porter, Reynolds, Riggs, Rogers, Rousseau, Screws, Seay, Seymour, Sloan, Smith of Baldwin, Smith of Escambia, Spears, Stodghill, Sullivan, Tate, Thigpen, Tunstall, Vaughan, Wallace, White—86.

The President of the Senate then proclaimed that Richard H. Lowe, having received 112 votes, a majority of all the votes cast, was duly and constitutionally elected solicitor for the eighth judicial circuit of Alabama, for the term prescribed by law.

Mr. Moody nominated Richard C. Hunt, of Jackson county, for solicitor for the ninth judicial circuit of Alabama.

Those who voted for Mr. Hunt are, of the Senate:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Grant, Hall, Horton, Hurst, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—26.

And of the House:

Messrs. Speaker, Andress, Arrington, Bayles, Bibb, Brandon, Brown, Bulger, Burkhalter, Byars, Capps, Carson, Cheatham, Collier, Cornelius, Dameron, Davidson, Davis, Delchamps, Doster, Edwards, Flewellen, Forrester, Foster, Fuller, Garner, Garrett, George, Gibson, Godbold, Graves, Green, Hardie, Harris, Harwood, Haynie, Heflin of Randolph, Hollis, Hood, Houston, Hubbard, Huey, Hurt, Jarrett, Jones of Bullock, Jones of Covington, Jones of Lee, Jones of Wilcox, Killen, Knight, Kyle, Lacey, Long, Lyle, Maddux, Marbut, Mathews, Miller, Mitchell, Moody, McCain, McGuire, McRee, Palmer, Patterson, Pettus, Poole, Porter, Reynolds, Riggs, Rogers, Rousseau, Screws, Seay, Seymour, Sloan, Smith of Baldwin, Smith of Escambia, Stodghill, Sullivan, Tate, Thigpen, Tunstall, Vaughan, Wallace, White—86.

The President of the Senate then proclaimed that Richard C. Hunt, having received 112 votes, a majority of all the votes cast, was duly and constitutionally elected solicitor for the ninth judicial circuit of Alabama, for the term prescribed by law.

Mr. Gibson nominated Charles W. Ferguson, of Jefferson county, for solicitor for the tenth judicial circuit of Alabama.

Those who voted for Mr. Ferguson are, of the Senate:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffée, Case, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—27.

And of the House:

Messrs. Speaker, Andress, Arrington, Bayles, Bibb, Brandon, Brown, Bruner, Bulger, Burkhalter, Cannon, Capps, Carson, Cheatham, Collier, Cornelius, Dameron, Davidson, Davis, Delchamps, Doster, Edwards, Flewellen, Forrester, Foster, Fuller, Garner, Garrett, George, Gibson, Godbold, Green, Hardie, Harris, Harwood, Haynie, Heflin of Randolph

Houston, Hubbard, Huey, Hurt, Jarrett, Jones of Bullock, Jones of Covington, Jones of Lee, Jones of Wilcox, Killen, Lacey, Long, Lyle, Maddux, Mathews, Miller, Mitchell, Moody, McCain, McRee, Palmer, Patterson, Pettus, Poole, Porter, Reynolds, Riggs, Rogers, Rousseau, Screws, Seay, Seymour, Sloan, Smith of Baldwin, Smith of Escambia, Stodghill, Sullivan, Tate, Thigpen, Tunstall, Vaughan, Wallace, White—80.

The President of the Senate then proclaimed that Charles W. Ferguson, having received 107 votes, a majority of all the votes cast, was duly and constitutionally elected solicitor for the tenth judicial circuit of Alabama for the term prescribed by law.

Mr. Brown nominated William H. Sawtelle, of Colbert county, for solicitor for the eleventh judicial circuit of Alabama.

Those who voted for Mr. Sawtelle are, of the Senate:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham.—27.

And of the House:

Messrs Speaker, Andress, Arrington, Bayles, Bibb, Brandon, Brown, Bruner, Bulger, Burkhalter, Cannon, Capps, Carson, Cheatham, Collier, Dameron, Davidson, Davis, Delchamps, Doster, Edwards, Flewellen, Forrester, Foster, Fuller, Garner, Garrett, George, Gibson, Godbold, Harris, Harwood, Haynie, Heflin of Randolph, Hood, Houston, Hubbard, Huey, Hurt, Jarrett, Jones of Bullock, Jones of Covington, Jones of Lee, Jones of Wilcox, Knight, Lacey, Lee, Long, Lyle, Maddux, Marbut, Mathews, Miller, Mitchell, Moody, McGuire, McRee, Palmer, Patterson, Pettus, Poole, Porter, Reynolds, Riggs, Rogers, Rousseau, Screws, Seay, Seymour, Sloan, Smith of Baldwin, Smith of Escambia, Stodghill, Sullivan, Tate, Thigpen, Tunstall, Vaughan, Wallace, White—80.

The President of the Senate then proclaimed that William H. Sawtelle, having received 107 votes, a majority of all the votes cast, was duly and constitutionally elected solicitor for the Eleventh judicial circuit of Alabama, for the term prescribed by law.

Mr. Andress nominated R. H. Parks, of Pike county, for solicitor for the twelfth judicial circuit of Alabama.

Those who voted for Mr. Parks are, of the Senate:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—27.

And of the House:

Messrs. Speaker, Andress, Arrington, Bayles, Bibb, Brandon, Brown, Bruner, Bulger, Burkhalter, Byars, Capps, Carson, Cheatham, Collier, Cornelius, Dameron, Davidson, Davis, Delchamps, Doster, Edwards, Flewellen, Forrester, Foster, Fuller, Garner, Garrett, George, Gibson, Harris, Harwood, Haynie, Heflin of Randolph, Hood, Houston, Hubbard, Huey, Hurt, Jarrett, Jones of Bullock, Jones of Covington, Jones of Lee, Jones of Wilcox, Killen, Knight, Lacey, Long, Lyle, Maddux, Mathews, Miller, Mitchell, Moody, McCain, McGuire, McRee, Palmer, Patterson, Pettus, Poole, Porter, Reynolds, Riggs, Rogers, Rousseau, Screws, Seay, Seymour, Smith of Baldwin, Smith of Escambia, Stodghill, Sullivan, Tate, Thigpen, Tuntall, Vaughan, Wallace, White—79.

The President of the Senate then proclaimed that R. H. Parks, having received 106 votes, a majority of all the votes cast, was duly and constitutionally elected for the twelfth judicial circuit of Alabama, for the term prescribed by law.

Mr. Harwood nominated John W. McAlpin, of Mobile county, for solicitor for the Thirteenth judicial circuit of Alabama.

Those who voted for Mr. McAlpin are, of the Senate:

Messrs. President, Abercrombie, Boykin, Brooks,

Brown, Buchanan, Caffee, Case, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, More, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—27.

And of the House:

Messrs. Speaker, Andress, Arrington, Bayles, Bibb, Brandon, Brown, Bruner, Bulger, Cannon, Capps, Carson, Cheatham, Cofer, Collier, Cornelius, Dameron, Davidson, Davis, Delchamps, Doster, Edwards, Flewellen, Forrester, Foster, Garner, Garrett, George, Gibson, Hardie, Harris, Harwood, Haynie, Heflin of Randolph, Hood, Houston, Hubbard, Huey, Hurt, Jarrett, Jones of Bullock, Jones of Covington, Jones of Lee, Jones of Wilcox, Kyle, Lacey, Lee, Long, Lyle, Maddux, Mathews, Miller, Mitchell, Moody, McGuire, McRee, Palmer, Patterson, Pettus, Poole, Porter, Reynolds, Riggs, Rogers, Rousseau, Screws, Seay, Seymour, Sloan, Smith of Baldwin, Smith of Escambia, Stodghill, Sullivan, Tate, Thigpen, Tunstall, Vaughan, Wallace, White—79.

The President of the Senate then proclaimed that John W. McAlpin, having received a majority of all the votes cast, was duly and constitutionally elected solicitor for the thirteenth judicial circuit of Alabama, for the term prescribed by law.

Mr. Delchamps nominated James H. Webb, of Mobile, for solicitor for Mobile county.

Those who voted for Mr. Webb are, of the Senate:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham.—27.

And of the House:

Messrs. Speaker, Andress, Arrington, Bayles, Bibb, Brannon, Brown, Bruner, Bulger, Burkhalter, Cannon, Capps, Carson, Cofer, Collier, Cornelius, Dameron, Davidson, Davis, Delchamps, Doster, Edwards, Flewellen, Forrester, Foster, Fuller, Garner, Garrett, George, Gibson, Godbold, Hardie, Harris, Harwood,

Haynie, Heflin of Randolph, Henry, Hollis, Houston, Hubbard, Huey, Hurt, Jones of Bullock, Jones of Covington, Jones of Lee, Jones of Wilcox, Kelly, Knight, Lacey, Long, Lyle, Maddux, Mathews, Miller, Mitchell, Moody, McCain, McGuire, McRee, Palmer, Patterson, Pettus, Poole, Reynolds, Riggs, Rogers, Rousseau, Screws, Seay, Seymour, Smith of Baldwin, Smith of Escambia, Stodghill, Sturdivant, Sullivan, Tate, Thigpen, Tunstall, Vaughan, Wallace, White.
—81.

The President of the Senate then proclaimed that James H. Webb, having received 108 votes, a majority of all the votes cast, was duly and constitutionally elected solicitor for Mobile county, for the term prescribed by law.

Mr. Screws nominated Tennant Lomax, of Montgomery county, for solicitor for Montgomery county.

Those who voted for Mr. Lomax are, of the Senate:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham.
—27.

And of the House:

Messrs. Speaker, Andress, Arrington, Bayles, Bibb, Brandon, Brown, Bruner Burkhalter, Byars, Capps, Carson, Cheatham, Cofer, Cornelius, Dameron, Davidson, Davis, Delchamps, Doster, Edwards, Flewellen, Forrester, Foster, Fuller, Garner, Garrett, George, Gibson, Green, Hardie, Harwood, Haynie, Heflin of Randolph, Hollis, Hood, Houston, Hubbard, Huey, Hurt, Jarrett, Jones of Bullock, Jones of Covington, Jones of Lee, Jones of Wilcox, Killen, Lacey, Lee, Long, Lyle, Maddux, Mathews, Miller, Mitchell, Moody, McCain, McGuire, McRee, Palmer, Patterson, Pettus, Poole, Porter, Reynolds, Riggs, Rogers, Rousseau, Screws, Seay, Seymour, Smith of Baldwin, Smith of Escambia, Stodghill, Sturdivant, Sullivan, Tate, Thigpen, Tunstall, Vaughan, Wallace, White.
—81.

The President of the Senate then proclaimed that Tennant Lomax, having received 108 votes, a majority of all the votes cast, was duly and constitutionally elected solicitor for Montgomery county, for the term prescribed by law.

Mr. Burkhalter nominated H. P. Heflin, of Jefferson county, for solicitor for Jefferson county.

Those who voted for Mr. Heflin are, or the Senate:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—27.

And of the House:

Messrs. Speaker, Andress, Arrington, Bayles, Bibb, Box, Brandon, Brown, Bruner, Bulger, Burkhalter, Byars, Cannon, Capps, Carson, Cheatham, Cofer, Cornelius Davidson, Davis, Delchamps, Doster, Edwards, Flewellen, Forrester, Foster, Fuller, Garner, Garrett, George, Gibson, Godbold, Graves, Green, Hardie, Harris, Harwood, Haynie, Heflin of Randolph, Henry, Hood, Houston, Hubbard, Huey, Hurt, Jarrett, Jones of Bullock, Jones of Covington, Jones of Lee, Jones of Wilcox, Kelly, Killen, Lacey, Long, Lyle, Maddux, Marbut, Mathews, Miller, Mitchell, Moody, McCain, McGuire, McRee, Palmer Patterson, Pettus, Poole, Porter, Reynolds, Riggs, Rogers, Rousseau, Screws, Seay, Seymour, Sloan, Smith of Baldwin; Smith of Escambia, Spears, Stodghill, Sturdivant, Sullivan, Tate, Thigpen, Tunstall, Vaughan, Wallace, White—89.

The President of the Senate then proclaimed that H. P. Heflin, having received 116 votes, a majority of all the votes cast, was duly and constitutionally elected solicitor for Jefferson county, for the term prescribed by law.

Mr. Dameron nominated A. M. Garber, of Talladega county, for solicitor for the city court of Talladega.

Those who voted for Mr. Garber are, of the Senate:

Messrs. President, Abercrombie, Boykin, Brooks,

Brown, Buchanan, Caffee, Case, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—27.

And of the House:

Messrs. Speaker, Andress, Arrington, Bayles, Bibb, Brandon, Brown, Bruner, Bulger, Burkhalter, Byars, Cannon, Capps, Carson, Cheatham, Cofer, Collier, Cornelius, Dameron, Davidson, Davis, Delchamps, Doster, Edwards, Flewellen, Forrester, Foster, Fuller, Garner, Garrett, George, Gibson, Godbold, Graves, Green, Hardie, Harris, Harwood, Haynie, Heflin of Randolph, Henry, Hood, Houston, Hubbard, Huey, Hurt, Jarrett, Jones of Bullock, Jones of Covington, Jones of Lee, Jones of Wilcox, Kelly, Killen, Knight, Lacey, Lee, Long, Lyle, Maddux, Marbut, Mathews, Miller, Mitchell, Moody, McCain, McGuire, McQueen, McRee, Palmer, Patterson, Pettus, Poole, Porter, Reynolds, Riggs, Rogers, Rousseau, Screws, Seay, Seymour, Sloan, Smith of Baldwin, Smith of Escambia, Spears, Stodghill, Sullivan, Tate, Thigpen, Tunstall, Vaughan, Wallace, White—92.

The President of the Senate then proclaimed that A. M. Garber, having received 119 votes, a majority of all the votes cast, was duly and constitutionally elected solicitor of the city court of Talladega, for the term prescribed by law.

Mr. Houston nominated N. B. Feagin, of Jefferson county, for judge of the inferior court of criminal jurisdiction, known as the police court of Birmingham.

Those who voted for Mr. Feagin are, of the Senate:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—27.

And of the House:

Messrs. Speaker, Andress, Arrington, Bayles, Bibb, Brandon, Brown, Bruner, Bulger, Burkhalter, Byars, Cannon, Capps, Carson, Cheatham, Cofer, Collier,

Cornelius, Dameron, Davidson, Davis, Delchamps, Doster, Edwards, Flewellen, Forrester, Foster, Fuller, Garner, Garrett, George, Gibson, Godbold, Graves, Green, Hardie, Harris, Harwood, Haynie, Heflin of Randolph, Henry, Hollis, Hood, Houston, Hubbard, Huey, Hurt, Jarrett, Kelly, Killen, Knight, Lacey, Long, Lyle, Maddux, Marbut, Mathews, Miller, Mitchell, Moody, McCain, McGuire, McRee, Palmer, Patterson, Pettus, Poole, Porter, Reynolds, Riggs, Rogers, Rousseau, Screws, Seay, Seymour, Sloan, Smith of Baldwin, Smith of Escambia, Spears, Stodghill, Sullivan, Tate, Thigpen, Tunstall, Vaughan, Wallace, White—87.

The President of the Senate then proclaimed that N. B. Feagin, having received 114 votes, a majority of all the votes cast, was duly and constitutionally elected judge of the inferior court of criminal jurisdiction, known as the police court of Birmingham, for the term prescribed by law.

RECESS.

The hour of 12:30 o'clock p. m. having passed, the hour at which the joint convention was to witness the counting of the vote, ascertaining and proclaiming the result of the election held in August last, on motion of Mr. Boykin, the joint convention took a recess until to-morrow at 12 o'clock m., at which time the joint convention would reassemble for this purpose.

The Senate then returned to its chamber.

ADJOURNMENT.

On motion of Mr. Boykin, at 1:40 o'clock p. m. the Senate adjourned until 10:30 o'clock to-morrow morning.

FIFTH DAY.

Saturday, November 19th, 1898.

The Senate met pursuant to adjournment.

Prayer by Rev. Mr. Hall, of the Senate.

Present—

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Windham—28.

On motion of Mr. Matthews, the reading of the journal was dispensed with, and the journal was approved.

LEAVES OF ABSENCE.

Leave of absence was granted to Messrs. Caffee and Moore for to-day and Monday.

ANNOUNCEMENT OF SELECT JOINT COMMITTEE.

The President announced as the committee on the part of the Senate to examine the offices of the State Auditor and the State Treasurer, as provided under Section 2218 of the Code of 1896, Messrs. Moody, Caffee and Thompson.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House has appointed as the committee on the part of the House on the joint committee to examine the offices of the Auditor and treasurer, under Section 2218 of the Code of 1896, Messrs. Vaughan, Dameron and Miller.

MASSEY WILSON,
Clerk.

OATH OF OFFICE.

The Hon. A. A. Wiley, Senator-Elect from the 28th Senatorial district, came forward and presented his certificate of election, and the oath of office was administered to him by the President of the Senate.

JOINT RESOLUTION.

By leave, Mr. Wiley offered the following preamble and joint resolution, which was adopted:

WHEREAS, Hon. Wm. McKinley, President of the United States, by the wise and patriotic administration of his great office, has contributed largely to the obliteration of sectional lines and to the binding together, as never before, all territorial divisions of the Nation in the strongest bonds of union, loyalty, fraternal love and civil liberty, so that the people of the United States, irrespective of political and party obligations, bow to-day before the altar of a common country and kneel at the shrine of a reconsecrated faith; and

WHEREAS, His Excellency has accepted an invitation to be present in Atlanta, Georgia, on the occasion of the Peace Jubilee to be held in that city on the 14th day of December, prox., and to visit the Colored Normal College at Tuskegee, Alabama, on the 16th day of December; now, therefore, be it

Resolved by the Senate of Alabama, the House of Representatives concurring, That the President be, and he is hereby, cordially invited, in the name of the General Assembly and people of Alabama, to extend his visit to Montgomery, the State Capital, and to be present in Montgomery on the 17th day of December, as the State's guest, or at such other time as may best suit his pleasure and convenience.

Resolved further, That a copy of these resolutions, properly certified, be forwarded forthwith to President McKinley.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Abercrombie—

S. 48. To provide for the permanent location of the county site of Calhoun county, by a vote of the qualified electors of said county.

Local Legislation.

Also—

S. 49. To provide for the prosecution and trial of misdemeanors in the city court of Anniston, and to regulate the same.

Local Legislation.

Also—

S. 50. To regulate the drawing and organizing of grand juries for the circuit court of Calhoun county.

Local Legislation.

Also—

S. 51. Regulating the county board of examiners of teachers in each county of the State of Alabama.

Education.

Also—

S. 52. Establishing a State board of Education for the State of Alabama, with powers and duties of same.

Education.

Also—

S. 53. Separating the public school moneys from all other moneys of the State of Alabama, and making the same non-divertible.

Education.

Also—

S. 54. Determining the public school organization of the State of Alabama.

Education.

Also—

S. 55. To increase the State revenue of the public schools of the State of Alabama.

Education.

Also—

S. 56. To optionally increase the county revenue of the public schools of the State of Alabama.

Education.

Also (by request)—

S. 57. Regulating the office of county superintendent of education in the State of Alabama.

Education.

By Mr. Stevens (by request) —

S. 58. To establish stock law in beats number 6, 7, 8, 9 and 12 in Coosa county,

Local Legislation.

By Mr. Grant—

S. 59. To prevent persons from changing their names.

Judiciary.

By Mr. Case (by request)—

S. 60. To provide for the appointment of a deputy solicitor for Cherokee county, to fix his salary and prescribe his duties.

Judiciary.

By Mr. Nunnellee—

S. 61. To amend an act entitled "An act to further regulate the affairs of Dallas county."

Printing.

Also—

S. 62. To require the publication of financial statements of the treasurer of Selma.

Printing.

By Mr. Cunningham (Mr. Moody presiding)—

S. 63. To provide for the payment of cost out of the convict fund, in felony cases sentenced to the penitentiary prior to February 18, 1897.

Penitentiary.

Also—

S. 64. To confirm the incorporation of the Phoenix Club of Birmingham, Alabama, and to enlarge the powers and capacities of said club.

Corporations.

By Mr. Wliey—

S. 65. To amend Section 394 of the Civil Code of 1896.

Judiciary.

RESOLUTION.

Mr. Boykin offered the following resolution, which was referred to the Committee on Rules:

Resolved That the Committees on Judiciary, Revision of Laws, and Finance and Taxation be and they are authorized to employ one clerk each during the remainder of the session: *Provided*, the clerk of the Committee on Finance and Taxation shall also serve the Committee on Corporations.

RECESS.

On motion of Mr. Rather, the Senate took a recess until 11:55 o'clock a. m. to-day.

At the hour of 11:55 o'clock the Senate was called to order by the President of the Senate, and the Senate proceeded to the hall of the House of Representatives to go into joint convention with the House.

JOINT CONVENTION.

The hour of 12 o'clock m. having arrived, the General Assembly of Alabama met in the hall of the House of Representatives to witness the opening of the returns, and the counting, ascertaining and proclaiming the result of the votes cast for executive officers of the State of Alabama, at the election held on the first Monday in August, 1898, being the 1st day of August, A. D. 1898.

The joint convention was called to order by the Hon. R. M Cunningham, President of the Senate, who directed the Secretary of the Senate to call the roll of the Senate, when the following Senators answered to their names:

Messrs. President, Abercrombie, Boykin, Brooks,

Brown, Buchanan, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jenkins, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Wiley, Windham—26.

The Speaker of the House then directed the clerk of the House to call the roll of the House of Representatives, when the following Representatives responded to their names:

Messrs. Speaker, Andress, Arrington, Bayles, Brandon, Brown, Bruner, Bulger, Burkhalter, Byars, Cannon, Capps, Carson, Cheatham, Collier; Cornelius, Damreon, Davidson, Davis, Delchamps, Doster, Flewellen, Forrester, Foster, Garrett, George, Gibson, Graves, Green, Harris, Harwood, Haynie, Heflin of Chambers, Heflin of Randolph, Henry, Hood, Houston, Huey, Jarrett, Jones of Covington, Jones of Lee, Jones of Wilcox, Kelly, Killen, Kyle, Lacey, Lavretta, Lee, Long, Maddux, Marbut, Mathews, Miller, Mitchell, Moody, McCain, McGuire, McRee, Palmer, Pettus, Poole, Porter, Riggs, Robinson, Rousseau, Seymour, Sloan, Spears, Stodghill, Sturdivant, Sullivan, Thigpen, Tunstall, Vaughan, Wallace, White—76.

The President of the Senate announced that there was a quorum of the General Assembly present, and that the purpose of the joint convention was to open the returns, count, ascertain and proclaim the result of the election held on the first Monday in August, 1898, being the first day of August, 1898, for executive officers of the State of Alabama.

The Speaker of the House of Representatives then proceeded to open and publish, in the presence of both houses of the General Assembly and in the presence of a majority of the members of the General Assembly in joint convention assembled, the returns of the election held on the first Monday in August, 1898, for the executive officers of the State of Alabama, to-wit:

For Governor, for Secretary of State, for State Auditor, for State Treasurer, for Attorney General, and as follows:

OFFICIAL VOTE OF ALABAMA, FOR 1898.

FOR GOVERNOR.

COUNTIES	Gilbert B. Dean.	Joseph F. Johnston.	Andrew J. Warner.	W. B. Witherspoon.
Autauga	98	1,252	7	11
Baldwin	63	1,166	85	9
Barbour	399	2,246	148	9
Bibb	1,021	1,277	9	15
Blount	1,646	1,952	18	12
Bullock	5	1,122	....	2
Butler	1,923	1,536	109	1
Calhoun	1,580	2,643	59	150
Chambers	1,373	3,670	8	15
Cherokee	1,190	1,184	56	59
Chilton	1,028	917	36	15
Choctaw	1,346	836	20	8
Clarke	97	1,310	12	4
Clay	1,310	1,428	9	6
Cleburne	816	958	43	5
Coffee	947	1,189	102	15
Colbert	1,014	2,079	21	11
Conecuh	1,072	888	7	10
Coosa	1,371	1,282	....	19
Covington	669	981	48	5
Crenshaw	1,336	1,887	20	11
Cullman	600	1,130	5	11
Dale	1,446	1,636	90	31
Dallas	33	2,933	56	....
DeKalb	1,224	1,902	17	24
Elmore	1,786	1,865	23	69
Escambia	373	991	20	10
Etowah	1,396	1,685	105	59
Fayette	827	960	69	13
Franklin	804	991	15	25
Geneva	1,040	776	46	38
Greene	32	1,824	13	3
Hale	120	1,515	45	10
Henry	2,118	2,811	28	36

OFFICIAL VOTE OF ALABAMA, FOR 1898.

FOR GOVERNOR—Concluded.

COUNTIES.	Gilbert B. Dean.	Joseph F. Johnston.	Andrew J. Warner.	W. B. Witherspoon.
Jackson	504	2,117	20	32
Jefferson	782	5,020	109	49
Lamar	422	1,650	44	5
Lauderdale	86	2,041	532	12
Lawrence	1,200	1,270	24	34
Lee	960	2,693	24	15
Limestone	242	1,553	24	5
Lowndes	48	3,965	12	1
Macon	15	803	15	3
Madison	162	3,408	109	7
Marengo	90	1,735	....	1
Marion	484	1,219	4	13
Marshall	1,637	1,447	31	30
Mobile	230	1,678	123	15
Monroe	69	1,191	2	2
Montgomery	45	2,616	11	7
Morgan	1,113	2,124	28	27
Perry	45	1,453	7	14
Pickens	1,450	2,019	132	5
Pike	1,131	1,436	78	41
Randolph	683	1,594	56	77
Russell	21	904	1	....
Shelby	1,597	1,284	13	21
St. Clair	1,467	701	28	28
Sumter	21	869	16	3
Talladega	765	2,096	47	113
Tallapoosa	1,575	3,059	121	11
Tuscaloosa . . . . .	....	....	....	....
Walker	811	1,944	72	11
Washington	163	1,017	80	10
Wilcox	34	2,157	17	4
Winston	97	666	5	10
Totals	50,052	110,551	3,084	1,327

OFFICIAL VOTE OF ALABAMA, FOR 1898.

FOR SECRETARY OF STATE.

COUNTIES.	James W. Broxdall.	Thomas H. Maxwell.	Robert P. McDavid.	O. P. Speigle.
Autauga	7	69	1,229	10
Baldwin	60	57	970	8
Barbour	36	227	2,078	11
Bibb	37	862	1,048	14
Blount	53	1,582	1,813	11
Bullock	2	2	1,122	3
Butler	91	1,758	1,289	20
Calhoun	191	1,419	1,891	122
Chambers	30	1,263	3,503	9
Cherokee	51	1,032	905	27
Chilton	71	775	586	5
Choctaw	10	1,307	604	2
Clarke	5	95	1,258	23
Clay	38	1,060	1,260	10
Cleburne	40	716	861	8
Coffee	75	908	1,051	33
Colbert	168	826	1,988	10
Conecuh	27	892	724	8
Coosa	62	1,211	1,171	9
Covington	30	596	887	38
Crenshaw	27	1,294	1,728	13
Cullman	24	447	596	63
Dale	74	1,267	1,515	49
Dallas	50	26	2,940	16
DeKalb	40	679	1,592	21
Elmore	87	1,454	1,525	123
Escambia	74	102	760	8
Etowah	92	1,192	1,318	23
Fayette	31	709	779	22
Franklin	50	720	840	9
Geneva	65	962	717	20
Greene	2	39	1,804	15
Hale	16	76	1,484	1
Henry	48	1,930	2,653	19

OFFICIAL VOTE OF ALABAMA, FOR 1898.

FOR SECRETARY OF STATE—Concluded.

COUNTIES.	James W. Broxdall.	Thomas H. Maxwell.	Robert P. McDavid.	O. P. Speigle.
Jackson	45	390	1,932	7
Jefferson	133	661	4,620	65
Lamar	30	297	1,348	6
Lauderdale	164	44	1,745	24
Lawrence	23	857	1,005	22
Lee	29	799	2,451	52
Limestone	24	193	1,465	10
Lowndes	3	29	3,987	1
Macon	10	12	798	12
Madison	6	25	3,127	20
Marengo .. . . .	....	102	1,676	2
Marion	17	442	1,121	2
Marshall	65	1,401	1,218	19
Mobile	97	295	1,258	24
Monroe	3	70	1,162	....
Montgomery	6	35	2,629	1
Morgan	38	1,004	1,950	52
Perry	6	34	1,447	8
Pickens	32	1,394	1,945	2
Pike	130	839	1,048	88
Randolph	35	526	1,211	13
Russell	1	8	896	1
Shelby	29	1,514	1,170	15
St. Clair	49	1,247	611	15
Sumter	1	23	857	2
Talladega	126	561	1,780	25
Tallapoosa	64	1,431	2,469	24
Tuscaloosa .. . . .	....	....	....	....
Walker	37	759	1,564	12
Washington	23	138	794	13
Wilcox	16	35	2,157	4
Winston	8	55	592	9
Totals	2,998	42,774	98,522	1,333

OFFICIAL VOTE OF ALABAMA, FOR 1898.

FOR AUDITOR.

COUNTIES.	Alexander G. Dake.	John P. Lawrence.	B. J. Lowman.	Walter S. White.
Autauga	55	3	7	1,231
Baldwin	20	80	11	975
Barbour	193	24	13	2,116
Bibb	777	32	13	1,000
Blount	1,556	20	11	1,800
Bullock	1	1	2	1,116
Butler	1,673	90	8	1,226
Calhoun	1,437	107	140	1,886
Chambers	1,201	29	22	3,500
Cherokee	907	45	35	907
Chilton	947	25	31	569
Choctaw	1,252	11	5	612
Clarke	81	12	4	1,265
Clay	1,163	11	8	1,247
Cleburne	676	40	10	864
Coffee	882	95	10	1,070
Colbert	882	24	18	2,010
Conecuh	856	20	4	702
Coosa	1,263	17	3	1,162
Covington	600	27	33	884
Crenshaw	1,274	11	22	1,738
Cullman	352	11	24	626
Dale	1,273	53	20	1,487
Dallas	26	44	8	2,947
DeKalb	616	11	18	1,608
Elmore	1,428	47	46	1,489
Escambia	74	53	19	731
Etowah	1,050	40	31	1,312
Fayette	653	29	13	785
Franklin	622	20	22	853
Geneva	941	18	38	718
Greene	27	2	1	1,819
Hale	41	8	5	1,484
Henry	1,900	23	23	2,720

OFFICIAL VOTE OF ALABAMA, FOR 1898.

FOR AUDITOR—Concluded.

COUNTIES.	Alexander G. Dale.	John P. Lawrence.	B. J. Lowman.	Walter S. White.
Jackson	363	17	28	1,905
Jefferson	484	90	69	4,564
Lamar	265	15	5	1,341
Lauderdale	42	170	7	1,770
Lawrence	824	11	17	999
Lee	729	19	20	2,474
Limestone	158	13	16	1,454
Lowndes	25	4	2	3,990
Macon	5	15	2	786
Madison	24	6	15	2,980
Marengo	87	.....	5	1,688
Marion	428	5	3	1,120
Marshall	1,288	19	13	1,228
Mobile	178	166	44	1,245
Monroe	59	3	1	1,169
Montgomery	30	10	3	2,616
Morgan	836	42	27	1,977
Perry	35	2	8	1,443
Pickens	1,342	14	2	1,900
Pike	883	68	30	1,048
Randolph	457	16	17	1,228
Russell	9	1	.....	891
Shelby	1,299	14	15	1,168
St. Clair	1,198	5	11	639
Sumter	17	2	1	856
Talladega	592	39	19	1,809
Tallapoosa	1,376	32	41	2,477
Tuscaloosa .. . . .	.....	.....	.....	.....
Walker	728	30	24	1,561
Washington	111	22	23	766
Wilcox	36	2	6	2,151
Winston	44	5	7	582
Totals	40,651	1,830	1,159	98,284

OFFICIAL VOTE OF ALABAMA, FOR 1898.

FOR TREASURER.

COUNTIES.	D. C. Bachelor.	Henry C. Calhoun.	George W. Ellis.	Wm. B. Killebrew.
Autauga	9	2	1,236	59
Baldwin	22	97	955	13
Barbour	17	77	2,082	211
Bibb	15	32	1,020	820
Blount	6	10	1,816	1,603
Bullock	1	2	1,119	3
Butler	17	92	1,268	1,746
Calhoun	145	117	1,887	1,449
Chambers	15	49	3,513	1,222
Cherokee	33	38	902	1,008
Chilton	27	40	616	740
Choctaw	10	9	613	1,265
Clarke	7	15	1,278	79
Clay	10	16	1,268	1,177
Cleburne	11	51	867	673
Coffee	16	83	1,078	909
Colbert	14	10	2,011	901
Conecuh	7	11	720	905
Coosa	11	6	1,119	1,250
Covington	25	23	889	643
Crenshaw	12	11	1,765	1,290
Cullman	28	14	627	327
Dale	19	85	1,471	1,256
Dallas	8	45	2,947	26
DeKalb	23	18	1,620	645
Elmore	46	53	1,521	1,509
Escambia	54	40	732	60
Etowah	51	45	1,292	1,048
Fayette	21	24	779	682
Franklin	31	32	875	647
Geneva	21	52	689	1,023
Greene . . . . .	....	7	1,819	28
Hale	3	32	1,499	34
Henry	25	31	2,594	2,072

OFFICIAL VOTE OF ALABAMA, FOR 1898.

FOR TREASURER—Concluded.

COUNTIES.	D. C. Bachelor.	Henry C. Calhoun.	George W. Ellis.	Wm. B. Killebrew.
Jackson	14	21	1,939	389
Jefferson	83	153	4,537	550
Lamar	11	33	1,351	245
Lauderdale	26	159	1,733	39
Lawrence	16	20	1,013	860
Lee	13	31	2,505	750
Limestone	13	13	1,431	170
Lowndes	1	7	3,989	28
Macon	1	15	800	8
Madison	7	9	3,050	33
Marengo	2	....	1,703	83
Marion	11	7	1,105	416
Marshall	21	33	1,105	1,314
Mobile	60	159	1,300	161
Monroe	1	1	1,170	1
Montgomery	3	8	2,619	33
Morgan	40	47	1,928	923
Perry	12	2	1,445	31
Pickens	6	32	1,891	1,319
Pike	26	58	1,054	1,000
Randolph	10	12	1,266	493
Russell	1	2	894	8
Shelby	14	15	1,171	1,449
St. Clair	8	13	610	1,274
Sumter	1	3	861	17
Talladega	48	38	1,797	580
Tallapoosa	40	42	2,456	1,289
Tuscaloosa . . . . .	....	....	....	....
Walker	19	35	1,552	709
Washington	8	29	798	126
Wilcox	2	20	2,157	33
Winston	13	6	580	45
Totals	1,291	2,292	98,307	41,699

OFFICIAL VOTE OF ALABAMA, FOR 1898.
FOR ATTORNEY GENERAL.

COUNTIES.	H. H. Blackman.	Charles G. Brown.	Thomas Walker.	James M. Whitehead
Autaugaa	10	1,212	2	64
Baldwin	15	934	60	21
Barbour	86	1,953	27	228
Bibb	15	955	17	819
Blount	9	1,784	11	1,604
Bullock	1	1,110	6	2
Butler	30	1,204	41	1,782
Calhoun	180	1,722	96	1,499
Chambers	25	3,436	14	1,274
Cherokee	53	816	41	1,018
Chilton	48	530	14	777
Choctaw	3	586	5	1,285
Clarke	8	1,233	28	90
Clay	9	1,200	4	1,183
Cleburne	19	836	93	622
Coffee	35	1,053	94	894
Colbert	17	1,990	13	925
Conecuh	12	707	7	886
Coosa	9	1,113	100	1,069
Covington	44	866	12	596
Crenshaw	19	1,652	20	1,298
Cullman	16	629	5	358
Dale	150	1,384	46	1,335
Dallas	6	2,943	50	32
DeKalb	29	1,544	10	629
Elmore	49	1,429	42	1,566
Escambia	24	686	19	138
Etowah	51	1,252	36	1,107
Fayette	23	754	17	696
Franklin	27	831	32	639
Geneva	45	661	27	999
Greene	4	1,801	6	29
Hale	3	1,512	7	27
Henry	52	2,678	16	2,030

OFFICIAL VOTE OF ALABAMA, FOR 1898.

FOR ATTORNEY GENERAL—Concluded.

COUNTIE	H. H. Blackman.	Charles G. Brown.	Thomas Walker.	James M. Whitehead
Jackson	20	1,904	16	389
Jefferson	104	4,511	96	533
Lamar	9	1,323	11	289
Lauderdale	37	1,637	151	51
Lawrence	22	960	13	835
Lee	24	2,409	23	766
Limestone	19	1,385	36	165
Lowndes	1	3,978	4	30
Macon	3	776	14	9
Madison	7	2,915	11	37
Marengo	3	1,676	....	93
Marion	11	1,101	2	432
Marshall	29	1,110	21	1,356
Mobile	71	1,217	119	206
Monroe . . . . .	....	1,158	2	68
Montgomery	5	2,588	9	38
Morgan	53	1,914	23	921
Perry	13	1,436	5	34
Pickens	8	1,881	6	1,350
Pike	46	956	48	946
Randolph	18	1,139	15	491
Russell	2	894	....	8
Shelby	19	1,155	20	1,450
St. Clair	11	592	5	1,218
Sumter	1	844	....	22
Talladega	40	1,709	22	610
Tallapoosa	40	2,376	64	1,390
Tuscaloosa . . . . .	....	....	....	....
Walker	35	1,545	21	709
Washington	11	684	20	130
Wilcox	1	2,152	7	33
Winston	14	584	3	39
Totals	1,903	95,505	1,805	42,165

RESULT OF ELECTION.

The Speaker then proclaimed the result of election as follows:

For Governor.

Joseph F. Johnston.....	110,551
Gilbert B. Deans.....	50,052
Andrew J. Warner.....	3,084
W. B. Witherspoon.....	1,327

For Secretary of State.

Robert P. McDavid.....	98,522
James W. Broxdall.....	2,998
Thomas H. Maxwell.....	42,774
O. P. Speigle.....	1,333

For Attorney General.

Charles G. Brown.....	95,505
H. H. Blackmon.....	1,903
Thomas Walker	1,805
James M. Whitehead.....	42,165

For State Auditor.

Alexander G. Drake.....	40,651
John P. Lawrence.....	1,830
B. J. Lowman.....	1,159
Walter S. White.....	98,284

For State Treasurer.

D. C. Bachelor.....	1,291
Henry C. Calhoun.....	2,292
George W. Ellis.....	98,307
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PROCLAMATION OF RESULT.

The Speaker of the House of Representatives then declared that Joseph F. Johnston, Robert P. McDavid, Charles G. Brown, Walter S. White and George W. Ellis were duly and constitutionally elected, Governor, Secretary of State, Attorney General, Auditor and Treasurer of the State of Alabama, respectively, for the term prescribed by law.

The object of the joint convention having been accomplished, the President of the Senate announced that it was dissolved; whereupon, the Senate returned to its chamber.

ADJOURNMENT.

On motion of Mr. Moody, at 2:30 o'clock, the Senate adjourned until 10:30 o'clock on Monday morning.

SIXTH DAY.

Monday, November 21st, 1898.

The Senate met pursuant to adjournment.

Present—

Messrs. President, Abercrombie, Brooks, Brown, Buchanan, Case, Deans of Shelby, Deans of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—31.

The journal of yesterday was read and approved.

LEAVE OF ABSENCE.

Mr. Boykin was granted leave of absence for to-day.

REPORT BY COMMITTEE ON RULES.

Mr Matthews, from the Committee on Rules, submitted a substitute for the resolution offered on yesterday by Mr. Boykin, as follows:

Resolved, That the chairmen of the following committees shall appoint clerks, to be arranged as follows:

1. Chairman of Judiciary, who shall be clerk for Judiciary and Penitentiary.

2. Chairman of Revision of Laws, who shall be clerk for Revision of Laws and Local Legislation.

3. Chairman of Finance and Taxation, who shall be clerk for Committee on Finance and Taxation and Education.

4. Chairman of Committee on Corporations, who shall be clerk of Committees on Corporations and Municipal and County Organizations.

5. Chairman Committee on Enrolled Bills, who shall serve Committee on Enrolled Bills and Engrossed Bills.

Resolved, 2d, That the above clerks shall assist the Secretary of the Senate in the discharge of his duties when not employed by said committees.

Resolved, 3d, That the Secretary of the Senate be authorized to employ such additional clerical assistance as may be needed by the Senate, with the approval of the Committee on Rules.

Resolved, 4th, That the salary of each clerk shall be three dollars per day.

R. M. CUNNINGHAM,
Chairman.

The substitute was adopted, and the report of the committee was concurred in.

JOINT RESOLUTION ON JOINT RULES.

By leave, Mr. Matthews offered a joint resolution, which was adopted as follows:

Resolved by the Senate, the House of Representatives concurring, That the Committee on Rules of the Senate, in conjunction with the Committee on Rules of the House, shall constitute a Committee on Joint Rules of the two houses, with the President of the Senate as chairman, who shall report joint rules for the two houses.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Abercrombie—

S. 66. To amend Sections 1, 6, 9, 10 and 20 of an act entitled "An act to establish a county court for the County of Cleburne," approved February 16th, 1897, and to add Section 32 1-2 thereto.

Judiciary.

By Mr. McCain (by request)—

S. 67. To make conveyances or certified copies thereof, whether absolute or on condition, which have heretofore been acknowledged or proven according to law, self proving, if already recorded, or if recorded within twelve months.

Judiciary.

Also —

S. 68. To provide for the better construction, repairing, working and maintenance of the public roads and bridges in Talladega county.

Local Legislation.

By Mr. Case (by request)—

S. 69. To give physicians practicing medicine in Cherokee county a prior lien to the extent of ten dollars per annum on the crops and other property of their patients.

Public Health.

Also (by request)—

S. 70. To allow James W. M. Witt of Cherokee county, Alabama, to exhibit feats of Legerdemain, Ventriloquism and give musical entertainments and

exhibits of magic lantern pictures anywhere in the State of Alabama without the payment of State and county license therefor.

Finance and Taxation.

By Mr. Horton—

S. 71. To repeal an act entitled "An act to provide for the more efficient working of the public roads in Greene, Lowndes and Perry counties, and for the appointment of district road inspectors for Greene, Lowndes and Perry counties," approved February 12th, 1897, so far as the same relates to Greene county, Alabama.

Commerce and Common Carriers.

By Mr. Matthews —

S. 72. To increase the salary of the auditor of the State by amending Section nineteen hundred and ninety-six of the Code of Alabama.

Finance and Taxation.

By Mr. Wiley—

S. 73. To amend Section 3828 of the Code of 1896. Judiciary.

Also

S. 74. To provide for furnishing the offices of United States marshal and clerk with copies of the Code of Alabama, 1896.

Judiciary.

By Mr. Abercrombie—

S. 75. To create the city of Fruithurst in Cleburne county, including all the territory within two (2) miles of the school house situated within the corporate limits of said city, a separate school district.

Education

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate joint resolution, raising a joint committee to report joint rules for the two houses.

MASSEY WILSON,
Clerk.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time as follows:

By Mr. Sowell of Walker, from Local Legislation, favorably—

S. 21. To confer additional jurisdiction upon the county court of Lowndes county and to regulate the proceedings therein.

Also—

S. 22. To repeal so much of an act entitled "An act to fix the compensation for recording registration and copying in the probate offices in the counties of Lowndes, St. Clair, Etowah, Blount and Cullman," approved December 12, 1892, as relates to the County of Lowndes.

Also—

S. 23. To fix the amount of the official bond of the register in chancery of Clarke county.

Also—

S. 48. To provide for the permanent location of the county site of Calhoun county by a vote of the qualified electors of said county.

Also—

S. 49. To provide for the prosecution and trial of misdemeanors in the city court of Anniston and to regulate the same.

Also—

S. 50. To regulate the drawing and organizing of grand juries for the circuit court of Calhoun county.

By Mr. Abercrombie, from Education, favorably—

S. 3. To incorporate the Anniston College for Young Ladies, at Anniston, Alabama.

By Mr. Rather, from Commerce and Common Carriers, favorably—

S. 29. To amend Section 3441 of the Code of Alabama, of 1896.

Also—

S. 30. To amend Section 5378 of the Code of Alabama, of 1896.

By Mr. Meador, from Finance and Taxation, favorably—

S. 9. To give power and authority to the court of county revenues of Dallas county to make, issue, sell and dispose of the bonds of Dallas county for the purpose of raising the money necessary to pay for a bridge over the Alabama river at or near Selma, in Dallas county, Alabama; and to levy and collect the taxes necessary to pay the said bonds and the interest thereon.

By Mr. Sowell of Walker, from Local Legislation, favorably, with a substitute—

S. 26. To repeal House bill No. 601, relating to levying a tax for and working the public roads in Crenshaw county, Alabama.

Also, favorably—

S. 8. To empower the Selma Bridge Company to sell to Dallas county, and Dallas county to purchase from said company its bridge across the Alabama river at Selma, and the right-of-way and other appurtenances thereto for use as a free county bridge.

By Mr. Nunnellee, from Printing, favorably—

S. 61. To amend an act entitled "An act to further regulate the affairs of Dallas county.

Also—

S. 62. To require the publication of financial statements of the treasurer of Selma.

REPORT OF JOINT COMMITTEE ON JOINT RULES.

Mr. Sowell, of Walker, from the joint committee raised heretofore to report joint rules for the government of the two houses of the General Assembly, reported the following joint rules:

JOINT RULES OF THE TWO HOUSES OF THE GENERAL ASSEMBLY OF ALABAMA.

SESSION 1898-9.

1. Upon the reception of a message from either house notifying the other of the originating and passing of bills, the secretary or clerk, as the case may be,

shall, immediately after the message is read, proceed to read the bills by their titles, unless the reading be called for by some member, in which event the bill shall be read at length, and it shall be ordered forthwith to a second reading, or referred to a committee. The House or Senate, as the case may be, shall then proceed with the business upon which it was engaged when the message was received.

2. When House or Senate bills are signed by the Speaker or President of the Senate, thereupon the clerk or secretary, as the case may be, shall notify the other house and request the signature of the presiding officer to the same; and as soon as the message is read, the presiding officer shall immediately sign the bills in the presence of the House or Senate, as prescribed by the Constitution.

3. That no local or special bill shall be introduced into either house unless the member who introduces it discloses at the time the fact that the notice required by the Constitution and laws has been given, and submits the proof thereof with the bill.

4. No bill shall be introduced into either house for the creation of any corporation, not educational, eleemosynary or religious in its purposes, by any special act of the General Assembly of Alabama unless a receipt from the treasurer of the State, evidencing the payment of the fee, or license, required by law, accompanies such bill.

5. Bills affecting individuals or private corporations are local or special bills within the meaning of the preceding Rule 3, but said rule does not apply to bills relating to public or educational institutions of, or in this State, or to industrial, mining, immigration or manufacturing corporations, or interests, or to corporations for constructing canals, or improving navigable rivers and harbors of this State; nor to bills which apply to all persons within the territorial limits to be affected thereby, and general in their application to the class or locality.

6. All bills for amendment to any section or part of the Code, in which the subject matter is stated in the

title by reference to the section or other subdivision of the Code, must contain on the back of the bill, immediately below the title, a brief statement of the general subject to which such section or subdivision relates.

The report was concurred in, and the joint rules adopted.

ADJOURNMENT.

At 11:40 o'clock a. m., on motion of Mr. Meador, the Senate adjourned until to-morrow morning.

SEVENTH DAY.

Tuesday, November 22d, 1898.

The Senate met pursuant to adjournment.

Prayer by Rev. Mr. Dix, of the Y. M. C. A.

Present:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—32.

On motion of Mr. Boykin, the reading of the Journal was dispensed with, and the Journal was approved.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. McCain—

S. 76. To establish a charter for the town of Lineville, Clay county, Alabama.

Municipal and County Organization.

By Mr. Windham (with notice and proof)—

S. 77. To remove the disabilities of non-age of Drury Long, a minor under eighteen years of age.

Privileges and Elections.

By Mr. Thomason—

S. 78. To regulate the purchase of stationery and other articles by the officials of Randolph county.

Printing.

By Mr. Moore—

S. 79. For the protection of song birds, game, fowls and game mammals of the State of Alabama.

Judiciary.

Also—

S. 80. Creating a board of game and fish commissioners, who shall consist of three members, to be appointed by the Governor.

Judiciary.

By Mr. Meador—

S. 81. To incorporate the Eagle Hook and Ladder Company, Number 1, of the City of Demopolis, Marengo county, Alabama.

Corporations.

By Mr. Brooks—

S. 82. To relieve James Benjamin Daniel, of Geneva county, of the disabilities of non-age.

Privileges and Elections.

By Mr. Buchanan—

S. 83. To amend Section 2716 of the Code of 1896, relating to landlords' liens on storehouses and other buildings.

Revision of Laws.

Also—

S. 84. To incorporate the town of Brockton, Coffee county.

Municipal and County Organization.

By Mr. Boykin—

S. 85. To prevent cheating or obtaining of money

or other thing of value by dishonest trick or device, and without value received.

Judiciary.

By Mr. Lyons—

S. 86. To authorize the City of Mobile, for the purpose of aiding in the erection of its municipal water works, to condemn by eminent domain the outstanding interest in what is known as the Mobile City Water Works.

Municipal and County Organization.

Also—

S. 87. To authorize the revenue and road commissioners of the County of Mobile to buy the Bay Shell Road, in Mobile county, and to authorize the stockholders of the Bay Shell Road Company to sell the same.

Municipal and County Organization.

By Mr. Meador—

S. 88. To fix the fees of sheriffs for feeding prisoners when the same are paid by the State.

Finance and Taxation.

By Mr. Abercrombie—

S. 89. To amend Section 1 of an act "To amend certain sections of the charter of Oxford, and to give said town of Oxford power to issue bonds," approved February 18, 1891.

Local Legislation.

By Mr. Cunningham (Mr. Nunnallee presiding)—

S. 90. To further regulate the sentencing and employment of convicts in this State; to appropriate fifty per centum of the net earnings of the convict system to the fine and forfeiture fund of the several counties, and to provide for the inspection of jails.

Penitentiary.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Boykin, from Judiciary, favorably—

S. 12. To abolish the court of county commissioners of Lawrence county.

Also—

S. 13. To establish a court of county revenues for Lawrence county, and to define its duties and powers.

Also—

S. 32. To amend Section 930 of the Code of 1896.

Also—

S. 34. To regulate the practice in suits upon accounts.

Also—

S. 65. To amend Section 394 of the Civil Code of 1896.

By Mr. Meador, from Finance and Taxation, favorably—

S. 6. To authorize the City of Eufaula to issue bonds for funding its floating debt.

By Mr. Matthews, from Penitentiary, favorably—

S. 63. To provide for the payment of costs out of the convict fund, in felony cases sentenced to the penitentiary, prior to February 18, 1897.

By Mr. Moore, from Corporations, favorably—

S. 2. To amend Sections 3, 11, 16 and 17 of an act entitled "An act to establish a new charter for the town of Piedmont, Alabama," approved February 2, 1891, and to authorize the City of Piedmont to purchase, construct and operate water works and electric light plants, and fixing a time for filing claims against said city.

Also—

S. 19. To authorize courts of this State exercising equity jurisdiction, to direct the sale of the property and franchises of *quasi* public corporations, and to define the rights, powers and duties of purchasers thereunder.

Also—

S. 38. To incorporate the Alabama Steel and Wire Company.

Also—

S. 41. To incorporate the Ensley Steel and Pipe Company.

Also—

S. 42. To incorporate the Birmingham Tube and Steel Company.

Also—

S. 45. To confer additional powers and authority on the Alabama State Land Company, a body corporate, existing under the laws of Alabama.

Also—

S. 64. To confirm the incorporation of the Phoenix Club of Birmingham, Alabama, and to enlarge the powers and capacities of said club.

By Mr. Sowell, of Walker, from Local Legislation, favorably—

S. 58. To establish stock law in beats number 6, 7, 8, 9 and 12, in Coosa county.

Also—

S. 68. To provide for the better construction, repairing, working and maintenance of the public roads and bridges in Talladega county.

By Mr. Abercrombie, from Education, favorably, with an amendment—

S. 1. To incorporate Anniston Normal Industrial and Theological College, at Anniston, Calhoun county, Alabama.

Also, favorably—

S. 75. To create the City of Fruithurst, in Cleburne county, including all the territory within two (2) miles of the school house, situated within the corporate limits of said city, a separate school district.

Also—

S. 53. Separating the public school moneys from all other moneys of the State of Alabama, and making the same non-divertible.

Also—

S. 51. Regulating the county board of examiners of teachers in each county of the State of Alabama.

Also—

S. 52. Establishing a State board of education for the State of Alabama, with powers and duties of same.

Also—

S. 54. Determining the public school organization of the State of Alabama.

Also—

S. 57. Regulating the office of county superintendent of education in the State of Alabama.

By Mr. Rather, from Commerce and Common Carriers, favorably—

S. 71. To repeal an act entitled "An act to provide for the more efficient working of the public roads in Greene, Lowndes and Perry counties, and for the appointment of district road inspectors for Greene, Lowndes and Perry counties," approved February 12th, 1897, so far as the same relates to Greene county, Alabama.

By Mr. Moore, from Immigration, favorably—

S. 5. To prohibit emigrant agents from plying their vocation in this State without first having obtained a license therefor.

By Mr. Nunnellee, from Printing, favorably—

S. 20. To provide for the publication of the Code of Ethics adopted by the Alabama State Bar Association.

RESOLUTION.

Mr. Case offered the following resolution, which was referred to the Committee on Rules:

WHEREAS, It has pleased Almighty God to bring quiet and contentment to the people of Alabama, after a tumultuous wrangle of many years; and,

WHEREAS, The bright and radian sunbeams of prosperity are fast bursting in upon us, driving the lurid clouds of discontentment beyond the limits of our beloved State; and,

WHEREAS, We recognize in His Excellency, Governor Joseph F. Johnston, a friend of, and an executive officer for the whole people of Alabama; and,

WHEREAS, Being desirous of aiding him in his able administration in every way possible and compatible with our feelings; and,

WHEREAS, He is opposed, at this time, to a consti-

tutional convention, which would mar the contentment and happiness of our people; and,

WHEREAS, The defects of the Constitution have been greatly exaggerated; and,

WHEREAS, Adequate provisions are made under the organic law for the raising of revenue sufficient to educate the children of Alabama, notwithstanding the contrary by some argued; now, therefore, be it

Resolved, That it is the sense of this Senate that any movement by the Legislature, at this time, looking to the calling of a constitutional convention for the State would be improper.

BILLS ON THIRD READING.

The bill,

S. 23. To fix the amount of the official bond of the register in chancery of Clarke county,

Was taken up.

On motion of Mr. Brown, the caption and body of the bill were amended, so as to include Cullman county.

The bill, as amended, was read the third time and passed. Yeas, 29; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—29.

The bill,

S. 48. To provide for the permanent location of the county site of Calhoun county by a vote of the qualified electors of said county,

Was taken up.

Mr. Abercrombie offered an amendment to the bill as Section 24, and to make the present Section 24 to be Section 25.

Adopted.

The bill, as amended, was read the third time and passed. Yeas, 28; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—28.

And the bill ordered to be sent to the House without engrossment.

The bill,

S. 49. To provide for the prosecution and trial of misdemeanors in the city court of Anniston, and to regulate the same,

Was read the third time and passed. Yeas, 28; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—28.

And the bill was ordered to be sent to the House forthwith without engrossment.

The bill,

S. 50. To regulate the drawing and organizing of grand juries for the circuit court of Calhoun county,

Was read the third time and passed. Yeas, 28; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Horton, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—28.

And the bill was ordered to be sent forthwith to the House without engrossment.

The bill;

S. 21. To confer additional jurisdiction upon the county court of Lowndes county, and to regulate the proceedings therein,

Was read the third time and passed. Yeas, 29; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—29.

The bill,

S. 22. To repeal so much of an act entitled "An act to fix the compensation for recording, registration and copying in the probate offices in the counties of Lowndes, St. Clair, Etowah, Blount and Cullman," approved December 12, 1892, as relates to the County of Lowndes,

Was read the third time and passed. Yeas, 29; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—29.

The bill,

S. 3. To incorporate the Anniston College for Young Ladies, at Anniston, Alabama,

Was read the third time and passed. Yeas, 29; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—29.

And the bill was ordered to be sent to the House forthwith without engrossment.

The bill,

S. 30. To amend Section 5378 of the Code of Alabama of 1896,

Was taken up

Mr. Moody offered an amendment, as follows:

Amend by inserting before the word "pull" the words "or wantonly."

Adopted.

The bill, as amended, was read the third time and passed. Yeas, 28; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deans of Covington, Grant, Hall, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham.—28.

The bill,

S. 9. To give power and authority to the court of county revenues of Dallas county to make, issue, sell and dispose of the bonds of Dallas county for the purpose of raising the money necessary to pay for a bridge over the Alabama river, at or near Selma, in Dallas county, Alabama; and to levy and collect the taxes necessary to pay the said bonds and the interest thereon,

Was read the third time and passed. Yeas, 27; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Case, Deans of Shelby, Deans of Covington, Grant, Hall, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—27.

The bill,

S. 26. To repeal House bill No. 601, relating to

levying a tax for and working the public roads in Crenshaw county, Alabama,

Was taken up.

The substitute reported by the committee was adopted, with a new caption, as follows:

"To repeal an act to establish a system for working roads in Crenshaw county."

The bill, as amended, was read the third time and passed: Yeas, 26; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Hurst, Jelks, Jenkins, Lee, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—26.

The bill,

S. 8. To empower the Selma Bridge Company to sell to Dallas county, and Dallas county to purchase from said company its bridge across the Alabama river at Selma, and the right of way, and other appurtenances thereto, for use as a free county bridge,

Was read the third time and passed. Yeas, 29; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham.—29.

The bill,

S. 61. To amend an act entitled "An act to further regulate the affairs of Dallas county,

Was read the third time and passed. Yeas, 29; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee,

Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—29.

The bill,

S. 62. To require the publication of financial statements of the treasurer of Selma,

Was read the third time and passed. Yeas, 29; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham.—29.

RECOMMITMENT OF BILL.

On motion of Mr. Boykin, the bill,

S. 29. To amend Section 3441 of the Code of Alabama of 1896,

Was recommitted to the Committee on Commerce and Common Carriers.

ADJOURNMENT.

At the hour of 12:30 o'clock p. m., on motion of Mr. Deens, of Covington, the Senate adjourned until tomorrow morning at 10:30 o'clock.

EIGHTH DAY.

Wednesday, November 23d, 1898.

The Senate met pursuant to adjournment.

Prayer by Rev. J. M. Donnelly, of Dothan.

Present:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—33.

JOURNAL.

On motion of Mr. Boykin, the reading of the Journal was dispensed with, and the Journal of yesterday was approved.

LEAVES OF ABSENCE.

Leaves of absence were granted to Messrs. Brooks, Horton and Deens of Covington for the remainder of this week, and to Mr. Jelks indefinitely.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Pulley—

S. 91. To make the fees of bonded constables in Madison county the same as sheriff's fees, when they perform the same or similar services.

Revision of Laws.

Also—

S. 92. To prevent the mayor and aldermen of the City of Huntsville, or any other person, from interfering with the fence around the county court house, except by the unanimous consent of the court of county commissioners.

Municipal and County Organization.

Also—

S. 93. To establish Hampton school district, in Madison county, Alabama.
Education.

Also—

S. 94. To establish the Copeland Creek school district, in Madison county.
Education.

Also—

S. 95. To amend Section 5028 of the Code (of 1876), so far as the same applies to Madison county, and to reduce the fees of the register in chancery of said county, approved February 17th, 1885.
Revision of Laws.

By Mr. Grant—

S. 96. To prohibit the manufacture, sale or giving away of spirituous, vinous or malt liquors or intoxicating beverages in the County of Choctaw.
Temperance.

By Mr. Jelks—

S. 97. To repeal an act entitled "An act to create a separate school district in Barbour county, known as the Afton school district," approved December 9th, 1896.

Education.

By Mr. Boykin—

S. 98. To incorporate the Tribes of The Improved Order of Red Men in the State of Alabama.
Corporations.

By Mr. Case (by request)—

S. 99. To regulate the sale of spirituous, vinous and malt liquors in the corporate limits of the town of Guntersville, in Marshall county, Alabama.
Temperance.

Also (by request)—

S. 100. To establish a separate school district, to be known as the Guntersville school district, in Marshall county, Alabama.

Education.

By Mr. Sowell, of Walker—

S. 101. To amend Section 5510 of the Criminal Code of 1896.

Judiciary.

By Mr. Nunnellee—

S. 102. To provide for and regulate the selection and drawing and impanneling of grand and petit juries in Dallas county, Alabama.

Judiciary.

Also—

S. 103. To amend Section 1575 of the Code of 1896.

Privileges and Elections—

By Mr. Wiley—

S. 104. To repeal an act "To extend to the fire companies in the City of Montgomery the benefit of the provisions of 'An act to raise a fund for the benefit of the fire companies in the City of Mobile, approved March 1, 1870,' approved February 26, 1872;" and to repeal an act to declare the meaning of "An act to extend to the fire companies in the City of Montgomery the benefit of the provisions of the act to raise a fund for the benefit of the fire companies in the City of Mobile, approved February 26, 1872," approved February 28, 1873.

Corporations.

Also—

S. 105. To authorize the city council of Montgomery to extend the mains or pipes of its water works outside of the corporate limits of the City of Montgomery, and to charge tolls for supplying water therefrom and tapping the same.

Corporations.

Also—

S. 106. To authorize the city council of Montgomery to issue bonds for the purpose of borrowing money to build and equip school houses, to construct sanitary sewers in the City of Montgomery, and to purchase and improve public parks, whether situated in said city or outside.

Corporations.

Also—

S. 107. To extend and define the corporate limits of the City of Montgomery, in the County of Montgomery, and State of Alabama.

Corporations.

Also —

S. 108. To amend Section 427 of the Code.

Judiciary.

Also—

S. 109. To diminish the final record in actions in law and suits in equity.

Judiciary.

Also—

S. 110. To authorize the appointment of referees in civil actions at law, involving matters of account, and to regulate the practice in such cases.

Judiciary.

Also—

S. 111. To amend Section 1339 of the Code.

Judiciary.

Also—

S. 112. To authorize one suit against all the parties to an instrument governed by the commercial law, who are bound for its payment.

Judiciary.

Also—

S. 113. To amend Section 1920 of the Code.

Judiciary.

Also—

S. 114. To declare the effect of a judgment in ejectment.

Judiciary.

Also—

S. 115. To authorize the conveyance of land or any interest therein, although the same is adversely held by another, and to validate such conveyances heretofore made.

Judiciary.

Also—

S. 116. To further regulate the practice in civil actions at law.

Judiciary.

Also—

S. 117. To repeal Section 446 of the Code.

Judiciary.

Also—

S. 118. To further regulate the practice on appeals to the supreme court.

Judiciary.

Also—

S. 119. To authorize the appointment of a supreme court commissioner when a regular justice is absent or unable to perform his duties on account of sickness or other cause, to prescribe his duties and fix his compensation.

Judiciary.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Boykin, from Judiciary, favorably—

S. 4. To amend Section 632 of the Code of 1896.

Also—

S. 73. To amend Section 3828 of the Code of 1896.

Also—

S. 74. To provide for furnishing the offices of United States marshal and clerk with copies of the Code of Alabama, 1896.

By Mr. Brown, from Revision of Laws, favorably—

S. 44. To amend Section 2849 of the Code of 1896, so far as the same relates to Jefferson county.

Also—

S. 47. To amend Section 2236 of the Code of Alabama.

By Mr. Sowell, of Limestone, from Privileges and Elections, favorably—

S. 77. To remove the disabilities of non-age of Drury Long, a minor under eighteen years of age.

Also—

S. 82. To relieve James Benjamin Daniel of Geneva county of the disabilities of non-age.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 3. To authorize the City of Eufaula to issue bonds for funding its floating debt.

H. 15. To better provide for the payment of State witnesses in the County of Escambia.

H. 19. To authorize and require the commissioners' court of Greene county, Alabama, to set apart and appropriate money from the general fund of said county with which to pay and discharge certificates of State witnesses issued by the foreman of the grand jury and by the clerk of the circuit court of said county, fees which by law became a good claim against the fine and forfeiture fund of said county, after the approval of this act, and to regulate the manner of said payments and fixing the amount of said witness fees.

H. 47. To authorize the City of Mobile to provide, maintain and operate systems of water works and sewerage.

H. 48. To authorize the City of Mobile to make and issue bonds for building, purchasing or otherwise acquiring systems of water works and sewerage for the said city, and to mortgage said works to secure said bonds.

H. 131. To amend Section 2236 of the Code of Alabama.

And the House has adopted the joint resolution herewith sent, to-wit:

H. J. R. 207. Raising joint committee on arrangements to visit the peace jubilee.

Committee on part of the House: Messrs. Robinson, Miller, Heflin of Randolph.

H. J. R. 204. Relating to adjournment for Thanksgiving.

And the House has concurred in the report of the Joint Committee on Rules;

And has adopted the joint resolution herewith sent, raising a committee to make suitable and appropriate arrangements for the inauguration of Hon. Joseph F. Johnston, Governor-elect of Alabama.

Committee on part of the House: Messrs. Graves, Smith of Escambia, and Patterson.

H. J. R. raising a joint committee to fix a time for the adjournment for recess and time for reassembling.

Committee on part of the House: Messrs. Brandon, Bulger and Garner.

H. J. R. Memorializing the North Alabama Conference of the M. E. Church, South.

MASSEY WILSON,
Clerk.

HOUSE MESSAGE.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 3, 47, 48, to Municipal and County Organization.

H. 15, 19, to Local Legislation.

H. 131, to Rules.

The Senate concurred in the House joint resolution,

H. J. R. 207. Raising a joint committee on arrangements to visit the peace jubilee at Atlanta, Ga.;

And the President announced as the committee on the part of the Senate: Messrs. Thompson, Jenkins and Meador.

Also, concurred in the House joint resolution:

H. J. R. 204. Relating to adjournment for Thanksgiving.

And has concurred in the House joint resolution, raising a joint committee to make suitable and appropriate arrangements for the inauguration of Hon. Joseph F. Johnston, Governor-elect of Alabama;

And the President announced as the committee on the part of the Senate: Messrs. Wiley and Caffee.

And concurred in the House joint resolution, raising a joint committee to fix a time for the adjournment for the recess of the General Assembly, and for reassembling of same;

And the President announced as the committee on the part of the Senate: Messrs. Moore and Windham.

And concurred in

House joint resolution, memorializing the North Alabama Conference of the M. E. Church, South.

RESOLUTION.

By leave, Mr. Nunnellee offered the following resolution, which was referred to the Committee on Rules:

Resolved, That the salary of the doorkeeper of the gallery be fixed at three dollars per day, to date from the first day of the session.

BILLS ON THIRD READING.

The bill,

S. 12. To abolish the court of county commissioners of Lawrence county,

Was read a third time and passed. Yeas, 25; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brown, Buchanan, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—25.

The bill,

S. 13. To establish a court of county revenues for Lawrence county, and to define its duties and powers,

Was read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brown, Buchanan, Case, Grant, Hall, Horton, Jelks, Jenkins, Lee, Matthews, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—24.

The bill,

S. 32. To amend Section 930 of the Code of 1896,

Was read a third time and passed. Yeas, 23; nays, 1.

Yeas:

Messrs. President, Abercrombie, Boykin, Brown, Buchanan, Case, Grant, Hall, Horton, Jenkins, Lee, Matthews, McCain, Meador, Moody, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—23.

Nay:

Mr. Jelks—1.

The bill,

S. 34. To regulate the practice in suits upon accounts,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brown, Caffee, Deans of Covington, Grant, Horton, Jelks, Jenkins, Lee, Matthews, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thompson, Windham—22.

The bill,

S. 65. To amend Section 394 of the Civil Code of 1896,

Was read a third time and passed. Yeas, 28; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Case, Deans of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—28.

The bill,

S. 63. To provide for the payment of cost out of the convict fund, in felony cases sentenced to the penitentiary, prior to February 18, 1897,

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brown, Buchanan, Deans of Covington, Grant, Hall, Hurst, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Sowell of Limestone, Sowell of

Walker, Stevens, Thomason, Wiley, Windham—23.

The bill,

S. 19. To authorize courts of this State exercising equity jurisdiction, to direct the sale of the property and franchises of *quasi* public corporations, and to define the rights, powers and duties of purchasers thereunder,

Was read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Abercrombie, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Lee, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—26.

The bill,

S. 38. To incorporate the Alabama Steel and Wire Company,

Was read a third time and passed. Yeas, 28; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Horton, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wylie, Windham—28.

The bill,

S. 41. To incorporate the Ensley Steel and Pipe Company,

Was read a third time and passed. Yeas, 28, nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brown, Buchanan, Caffee, Case, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—28.

The bill,

S. 42. To incorporate the Birmingham Tube and Steel Company,

Wsa read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brown, Caffee, Case, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—24.

The bill,

S. 45. To confer additional powers and authority on the Alabama State Land Company, a body corporate, existing under the laws of Alabama,

Was read a third time and passed. Yeas, 26; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brown, Buchanan, Caffee, Case, Deans of Shelby Deens of Covington, Grant, Horton, Jelks, Jenkins, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—26.

The bill,

S. 64. To confirm the incorporation of the Phoenix Club of Birmingham, Alabama, and to enlarge the powers and capacities of said club,

Was ordered to the third reading, and was read the third time.

Mr. Moody moved to reconsider the vote by which the bill was ordered to the third reading.

Mr. Cunningham (Mr. Abercrombie presiding) moved to lay the motion to reconsider on the table.

Lost;

And the motion to reconsider prevailed.

Mr. Moody offered the following amendment:

Amend by striking out the words "to provide for and to dispose of to its members, cigars, cigarettes, tobacco, spirituous, vinous or malt liquors, and such disposition shall not constitute a sale thereof, but

shall be held and treated as a consumption by such members of their own property."

Mr. Meador offered an amendment to the amendment as follows:

Strike all that portion of the bill declaring that the disposal of spirituous liquors to the members of the club shall not be considered a sale, but a consumption by them of their own property, and add in lieu thereof the following words:

"*Provided*, That said club shall be liable for, and shall first pay for and secure, the State and county licenses required by law."

Pending the consideration of the amendment,

MOTION TO RECOMMIT.

On motion of Mr. Cunningham (Mr. Abercrombie presiding), the bill and amendments were recommitted to the Committee on Commerce and Common Carriers.

ADJOURNMENT.

At 1:20 o'clock p. m.; on motion of Mr. Meador, the Senate adjourned until Friday morning at 10:30 o'clock.

NINTH DAY.

Friday, November 25th, 1898.

Senate met pursuant to adjournment.

Prayer by Mr. Hall, of the Senate.

Present:

Messrs. President, Abercrombie, Boykin, Brown, Buchanan, Caffee, Case, Deans of Shelby, Grant,

Hall, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—27.

JOURNAL.

On motion of Mr. Boykin, the reading of yesterday's Journal was dispensed with, and the Journal was approved.

LEAVES OF ABSENCE.

Leave of absence was granted to Mr. Case for today.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Boykin—

S. 120. To change the name of the Agricultural and Mechanical College of Alabama.
Agriculture.

By Mr. Wiley—

S. 121. To amend an act entitled "An act to provide for the compensation of sheriffs of Mobile and Jefferson counties, for ex-officio services, so as to include the sheriff of the County of Montgomery.
Corporations.

Also—

S. 122. To amend Section 2 of an act to amend Sections 1 and 7 of an act entitled "An act to provide a system of water works for the City of Montgomery, approved the 26th day of January, 1891," approved December 9, 1896.
Corporations.

By Mr. Lyons—

S. 123. To amend Section 15 of an act entitled "An

act to provide a charter for the City of Mobile," approved February 6th, 1897.

Municipal and County Organization.

Also—

S. 124. To remove the disabilities of the chancellor for the Southwestern chancery division of Alabama in cause No. 3740 pending in the thirteenth district of said chancery division.

Privileges and Elections.

By Mr. Jenkins—

S. 125. To declare E. S. Farrish, Jr., No. 2, a liner between the counties of Monroe and Wilcox, a citizen of Wilcox county.

Local Legislation.

Also—

S. 126. To declare Robert Donald, a liner between the counties of Butler and Wilcox, a citizen of Wilcox county.

Local Legislation.

By Mr. Thompson—

S. 127. To incorporate the town of Tuskegee, in the County of Macon.

Corporations.

By Mr. Jenkins—

S. 128. To preserve game animals and birds in the County of Wilcox.

Local Legislation.

By Mr. Wiley—

S. 129. To regulate the taking of appeals to the supreme court from decrees upon a demurrer or motion to dismiss for want of equity or sustaining or overruling a plea and to declare the effect of such appeals.

Judiciary.

Also—

S. 130. To amend Section 3838 of the Code.

Judiciary.

Also—

S. 131. To authorize the appointment of a special justice of the supreme court when a regular justice is

absent or unable to perform his duties on account of sickness or other cause.

Judiciary.

Also—

S. 132. To amend Rule 19 of the Supreme Court.

Judiciary.

Also—

S. 133. To further regulate the practice and procedure in injunction cases.

Judiciary.

Also—

S. 134. To require certain pleas to be verified by affidavit.

Judiciary.

JOINT RESOLUTION.

Mr. Rather offered the following joint resolution, which was referred to the Committee on Rules:

WHEREAS, The great interest involved in the construction of a waterway connecting the Atlantic and Pacific oceans, whereby the carrying trade can be revolutionized to the benefit of the commerce of the United States, and especially of the Southern portion thereof; and,

WHEREAS, The General Assembly of Alabama is profoundly impressel with the necessity for an early completion of the great undertaking; and,

WHEREAS, Recent event growing out of the war with Spain have opened the door for the entry of iron and cotton direct from Alabama mines and fields to millions of people who, because of half-civilized conditions, have heretofore dispensed with articles of absolute necessity in dress and home comforts, to say nothing of what may be regarded as the luxuries of life; and,

WHEREAS, The immense cotton crops of the South have resulted in so reducing the price as to make the cost of production equal to, if not greater, than the amount it brings in the market; and,

WHEREAS, The countless millions of people in the

Philippine Islands, in China and Japan, who go half-clad, and many absolutely naked, should be sought out as customers and consumers of our great staple; and,

WHEREAS, The thousands of uses to which iron is put and the ability of Alabama to furnish it at a price lower than any other community in the world, and the construction of this great waterway will open new avenues of trade for our iron manufacturers; and,

WHEREAS, Every portion of our great country will be benefitted by the construction of the canal, which has so ably and so persistently been advocated by our great Senator, John T. Morgan, and to whom is due so much credit for the progress that has already been made; and,

WHEREAS, It is right and proper and in order that the views of the people of Alabama may be correctly voiced; therefore, be it

Resolved, by the Senate of Alabama, the House of Representatives concurring, That the building of the Nicaragua canal is the grandest enterprise now demanding the attention of the Congress of the United States, that when completed will be of inestimable value, not only to the Gulf States, but to the material advantage of the entire country.

Be it further resolved, That thanks are hereby tendered our senior Senator, John T. Morgan, for his far-seeing and energetic efforts in this great work.

Be it further resolved, That our Representatives in Congress be and are hereby requested, and our Senators instructed to use all honorable means to secure the construction of said canal in the shortest space of time in which it is possible for the work to be accomplished.

Be it further resolved, That a copy of these resolutions, properly certified, be sent to each of our Senators and Representatives in Congress.

REPORT FROM THE COMMITTEE ON RULES.

Mr. Matthews, from the Committee on Rules, reported favorably the following resolution:

Resolved, That the salary of the doorkeeper of the gallery be fixed at three dollars per day, to date from the first day of the session.

The report was concurred in, and the resolution was adopted.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 25. To prevent hunting on land in Jefferson county without the written consent of the owner.

H. 28. To prohibit stock from running at large within certain limits in Lauderdale county, Alabama.

H. 29. To make the fees of bonded constables in the counties of Lauderdale, Colbert, Chilton and Tuscaloosa the same as sheriff's fees when they perform the same or similar service.

H. 67. To repeal an act entitled "An act to regulate the trial of misdemeanors in the County of Tallapoosa," approved February 15, 1897, and to transfer certain cases from said county court of Tallapoosa county to the circuit court of said county.

H. 98. To provide the manner of selecting the police force in the City of Birmingham, and to provide for the efficient management of the police force of said city.

MASSEY WILSON,
Clerk.

HOUSE MESSAGE.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 25, 28, to Local Legislation.

H. 29, to Finance and Taxation.

H. 67, to Revision of Laws.

H. 98, to Municipal and County Organization.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Lyons, from Municipal and County Organizations, favorably—

S. 76. To establish a charter for the town of Lineville, Clay county, Alabama.

By Mr. Matthews, from Committee on Rules, favorably—

H. 131. To amend Section 2236 of the Code of Alabama.

By Mr. Lyons, from Municipal and County Organizations, favorably—

S. 87. To authorize the revenue and road commissioners of the County of Mobile to buy the Bay Shell Road in Mobile county, and to authorize the stockholders of the Bay Shell Road Company to sell the same.

Also—

H. 3. To authorize the City of Eufaula to issue bonds for funding its floating debt.

BILLS ON THIRD READING.

The bill,

S. 58. To establish stock law in beats Number 6, 7, 8, 9 and 12 in Coosa county,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Case, Grant, Hall, Hurst, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomason, Thompson—21.

The bill,

S. 68. To provide for the better construction, repairing, working and maintenance of the public roads and bridges in Talladega county,

Was read a third time and passed. Yeas, 26; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brown, Buchanan, Caffee, Case, Deans of Shelby, Grant, Hall, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—26.

The bill,

S. 1. To incorporate Anniston Normal Industrial and Theological College, at Anniston, Calhoun county, Alabama,

Was taken up.

The amendments reported by the committee were adopted,

And the bill, as amended, was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brown, Case, Grant, Hall, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—23.

The bill,

S. 75. To create the City of Fruithurst, in Cleburne county, including all the territory within two (2) miles of the school house, situated within the corporate limits of said city, a separate school district,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Case, Grant, Hall, Hurst, Jenkins, Lee, Lyons, Matthews, Moody, Moore, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—20.

The bill,

S. 71. To repeal an act entitled "An act to provide for the more efficient working of the public roads in Greene, Lowndes and Perry counties, and for the appointment of district road inspectors for Greene, Lowndes and Perry counties," approved February 12th, 1897, so far as the same relates to Greene county, Alabama.

Was read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brown, Case, Deans of Shelby, Grant, Hall, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley—24.

The bill,

S. 20. To provide for the publication of the Code of Ethics adopted by the Alabama State Bar Association,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brown, Caffee, Case, Grant, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson—22.

The bill,

S. 4. To amend Section 632 of the Code of 1896,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brown, Caffee, Grant, Hall, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomason, Thompson—21.

The bill,

S. 73. To amend Section 3828 of the Code of 1896,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brown, Buchanan, Caffee, Grant, Hall, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomason, Thompson—22.

The bill,

S. 74. To provide for furnishing the offices of United States marshal and clerk with copies of the Code of Alabama, 1896,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brown, Buchanan, Caffee, Grant, Hall, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomason, Thompson—22.

The bill,

S. 77. To remove the disabilities of non-age of Drury Long, a minor under eighteen years of age,

Was read a third time and passed. Yeas, 22; nays, 1.

Yeas:

Messrs. President, Abercrombie, Boykin, Brown, Buchanan, Caffee, Grant, Hall, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Tomason, Thompson—22.

Nay:

Mr. Moody—1.

The bill,

S. 82. To relieve James Benjamin Daniel, of Geneva county, of the disabilities of non-age,

Was read a third time and passed. Yeas, 23; nays, 1.

Yeas:

Messrs. President, Abercrombie, Boykin, Brown, Buchanan, Caffee, Grant, Hall, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson—23.

Nay:

Mr. Moody—1.

RECOMMITMENT OF BILL.

On motion of Mr. Moore, the bill,

S. 5. To prohibit emigrant agents from plying their vocation in this State without first having obtained a license therefor,

Was recommitted to the Committee on Immigration.

SPECIAL ORDERS SET.

On motion of Mr. Abercrombie, the bills,
S. 53. Separating the public school moneys from all other moneys of the State of Alabama, and making the same non-divertible;

S. 51. Regulating the county board of examiners of teachers in each county of the State of Alabama;

S. 52. Establishing a State board of education for the State of Alabama, with powers and duties of same;

S. 54. Determining the public school organization of the State of Alabama;

S. 57. Regulating the office of county superintendent of education in the State of Alabama,

Were made a continuing special order on Tuesday, November 29th, immediately after reading the Journal.

ADJOURNMENT.

At the hour of 12 :20 p. m., on motion of Mr. Moody, the Senate adjourned until to-morrow morning at 10 :30 o'clock

TENTH DAY.

Saturday, November 26th, 1898.

The Senate met pursuant to adjournment.

Prayer by Mr. Grant, of the Senate.

Present:

Messrs. President, Abercrombie, Boykin, Brown, Buchanan, Caffee, Case, Grant, Hall, Hurst, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomson, Thompson, Windham—24.

JOURNAL.

On motion of Mr. Matthews, the reading of the Journal of yesterday was dispensed with, and the Journal was approved.

LEAVE OF ABSENCE.

Leave of absence was granted to Mr. Lyons for today.

INFORMAL RECESS.

On motion of Mr. Boykin, the Senate took an informal recess of five minutes, and the privileges of the floor of the Senate were extended to the Hon. E. W. Pettus, United States Senator from Alabama;

And the chair appointed Messrs. Boykin, Lee and Stevens as a committee to invite Senator Pettus into the Senate chamber.

The time for recess having expired, the Senate was called to order by the President.

SENATOR E. W. PETTUS.

Mr. Moody announced that the distinguished junior Senator, Hon. E. W. Pettus, was present in the Senate chamber, and moved that he be invited to address the Senate.

Carried.

And the chair appointed Mr. Moody a committee to conduct Senator Pettus to the President's desk, where he was introduced to the Senate by the President, and addressed the Senate.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Hurst—

S. 135. To regulate the working of children under the age of twelve years in mines and factories in the State of Alabama.

Privileges and Elections.

Also (by request)—

S. 136. To better provide for the working of the public roads of St. Clair county.

Local Legislation.

By Mr. Lee—

S. 137. To amend Section 1 of an act entitled "An act to amend an act to create a separate school district in the town of Brewton, Alabama, to define its boundaries, and provide for the maintenance of schools therein," approved February 6th, 1895, so as to exclude from said school district all that part of said district lying east of Murder creek.

Education.

By Mr. Nunnellee (by request)—

S. 138. To authorize the mayor and aldermen of the town of Eutaw, Greene county, Alabama, to purchase the water works and electric plant of the Eutaw Water Works, Electric & Power Company, a corporation under the laws of Alabama, and to issue bonds for the purpose of paying for the same, not exceeding forty-five thousand dollars in amount, and for the purpose of creating a sinking fund for the payment of the principal and interest of said bonds, and to further authorize said town of Eutaw to maintain and operate said water works and electric plant.

Finance and Taxation.

By Mr. Jenkins (by request)—

S. 139. To establish a board of revenue for Butler county, and for the abolishment of the court of county commissioners for said county.

Judiciary.

Mr. Abercrombie (by request)—

S. 140. To restrain the commissioners' court of St. Clair county to an amount not greater than three thousand dollars in any one year for and on account of books and stationery used in the offices of the probate judge, clerk of the circuit court, sheriff and register in chancery in said county.

Judiciary.

Also (by request)—

S. 141. To repeal an act to provide for the better support and maintenance of the public schools of St. Clair county, and approved February 18th, 1895.

Judiciary.

Also (by request)—

S. 142. To repeal an act entitled "An act to provide for the payment of clerks of the circuit courts in certain counties of the State of Alabama for keeping the minutes of the circuit courts in said State," approved 18 February, 1897, so far as the same applies to St. Clair county.

Judiciary.

Also (by request)—

S. 143. To amend Section one of an act entitled "An act to create a separate school district to include the town of Springville in St. Clair county," approved February 13, 1897.

Judiciary.

Also (by request)—

S. 144. To create a jury commission for St. Clair county, to prescribe the duties of said commission, and to provide for securing competent and well qualified jurors in said county.

Judiciary.

Also (by request)—

S. 145. To fix the pay and compensation of the judge of probate of St. Clair county for the performance of all duties by him as such, for which no express provision is made by law, to be paid out of the county treasury, such sum as may be allowed by the court of county commissioners, not exceeding per annum one hundred and fifty dollars.

Judiciary.

By Mr. Abercrombie (by request)—

S. 146. To prescribe the amount of pay of probate judge of St. Clair county, Alabama, for making abstract book provided for in Section 3989 of the Code of Alabama.

Judiciary.

Also (by request)—

S. 147. To fix the compensation of the clerk of the circuit court of St. Clair county for services rendered by him and for the payment of which no express provision is made by law.

Judiciary.

Also (by request)—

S. 148. To fix the pay and compensation of the sheriff of St. Clair county for services rendered in impanneling grand juries, advertising and attending all elections in his county and for all other public services not otherwise provided for.

Judiciary.

By Mr. Cunningham (Mr. Abercrombie presiding).

S. 149. To further regulate the board of police commissioners of Birmingham, Ala.; to provide for the election of said commissioners by the qualified voters of said city; to fix their terms of office; to declare causes of vacancy in said offices, and to provide for filling same; and to limit the power of said board to expend money for salaries of the police force.

Municipal and County Organization.

Also—

S. 150. To provide for the creation of the office of auditor of Jefferson county, and to define the powers and duties thereof, and the manner of appointment to office.

Municipal and County Organization.

By Mr. Wiley—

S. 151. To amend Section 2127 of the Code.

Judiciary.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Boykin, from Judiciary, favorably—

S. 66. To amend Sections 1, 6, 9, 10 and 20 of an act entitled "An act to establish a county court for the County of Cleburne," approved February 16th, 1897, and to add Section 32 1-2 thereto.

Also, with a substitute—

S. 85. To prevent cheating or obtaining of money or other thing of value by dishonest trick or device, and without value received.

By Mr. Brown, from Revision of Laws, favorably—

S. 91. To make the fees of bonded constables in Madison county the same as sheriff's fees when they perform the same or similar services.

Also—

S. 95. To repeal an act entitled "An act to amend Section 5028 of the Code (of 1876) so far as the same applies to Madison county, and to reduce the fees of the register in chancery of said county," approved February 17th, 1885.

By Mr. Sowell of Walker, from Local Legislation, favorably—

S. 89. To amend Section 1 of an act to amend certain sections of the charter of Oxford, and to give said town of Oxford power to issue bonds, approved February 18th, 1891.

Also—

H. 19. To authorize and require the commissioners' court of Greene county, Alabama, to set apart and appropriate money from the general fund of said county with which to pay and discharge certificates of State witnesses issued by the foreman of the grand jury and by the clerk of the circuit court of said county, fees which by law became a good claim against the fine and forfeiture fund of said county, after the approval of this act, and to regulate the manner of said payments and fixing the amount of said witness fees.

By Mr. Moore, from Corporations, favorably—

S. 81. To incorporate the Eagle Hook and Ladder Company, Number 1, of the City of Demopolis, Marengo county, Alabama.

Also—

S. 98. To incorporate the tribes of the Improved Order of Red Men in the State of Alabama.

Also—

S. 104. To repeal an act to extend to the fire companies in the City of Montgomery the benefit of the provisions of an act to raise a fund for the benefit of the fire companies in the City of Mobile, "approved March 1, 1870, approved February 26, 1872," and to repeal an act to declare the meaning of an act to extend to the fire companies in the City of Montgomery the benefit of the provisions of an act to raise a fund for the benefit of the fire companies of the City of Mobile, approved February 26, 1872, approved February 28, 1875.

S. 105. To authorize the city council of Montgomery to extend the mains or pipes of its water works outside of the corporate limits of the City of Montgomery, and to charge tolls for supplying water therefrom and tapping the same.

Also—

S. 106. To authorize the city council of Montgomery to issue bonds for the purpose of borrowing money to build and equip school houses, to construct sanitary sewers, in the City of Montgomery, and to purchase and improve public parks, whether situated in said city or outside.

Also—

S. 107. To extend and define the corporate limits of the City of Montgomery, in the County of Montgomery, and State of Alabama.

By Mr. Abercrombie, from Education, favorably—

S. 31. To incorporate the Walnut Grove Baptist College, at Walnut Grove, Etowah county, Alabama.

Also—

S. 97. To repeal an act entitled "An act to create a separate school district in Barbour county, known

as the Afton school distret," approved December 9th, 1896.

By Mr. Thomason, from Agriculture, favorably—

S. 120. To change the name of the Agricultural and Mechanical College of Alabama.

By Mr. Nunnellee, from Printing, favorably—

S. 78. To regulate the purchase of stationery and other articles by the officials of Randolph county.

By Mr. Matthews, from Penitentiary, favorably—

S. 37. To fix and regulate the compensation for keeping the jail of Lowndes county.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 22. To authorize Jackson county to build macadamized roads and bridges, and to issue bonds of the county to aid in the construction and building thereof.

H. 36. To authorize the mayor and aldermen of the City of Huntsville to use and expend the unexpended balance of the proceeds of the sale of bonds issued under the authority conferred by the act of the General Assembly of Alabama, approved February 3d, 1897, entitled "An act to authorize the Mayor and aldermen of the City of Huntsville to issue bonds of said city for an amount not exceeding forty thousand dollars for the exclusive purpose of building and repairing and constructing sewers."

H. 53. To authorize the Most Worshipful Grand Lodge of Free and Accepted Masons of the State of Alabama to issue bonds for an amount not exceeding fifteen thousand dollars, and to mortgage its property to secure the same.

H. 119. To increase the salary of the auditor of the State by amending Section nineteen hundred and ninety-six of the Code of Alabama.

And has ordered to the Senate without engrossment,

H. 71. To amend Sections 3, 11, 16 and 17 of an act entitled "An act to establish a new charter for the town of Piedmont, Alabama," approved February 2d, 1891, and to authorize the City of Piedmont to purchase, construct and operate water works and electric light plants, and fixing time for filing claims against said city.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once, and referred to appropriate committees, as follows:

H. 22, 71, to Local Legislation.

H. 36, 119, to Finance and Taxation.

H. 53, to Judiciary.

RESOLUTION.

Mr. Boykin offered the following resolution, by request, which was referred to the Committee on Rules:

Be it Resolved by the Senate, That the Committee on Municipal and County Organizations be allowed a clerk, the same to serve also as clerk to the committee on Public Health; said clerk to be appointed in same manner as other clerks to Senate committees.

BILLS ON THIRD READING.

The bill,

S. 76. To establish a charter for the town of Lineville, Clay county, Alabama.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Buchanan, Caffee, Case, Grant, Hurst, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomason, Wiley, Windham—20.

The bill,

H. 131. To amend Section 2236 of the Code of Alabama,

Was read a third time and passed. Yeas, 17; nays, 1.

Yeas:

Messrs. President, Boykin, Buchanan, Caffee, Case, Grant, Hall, Lee, Matthews, Moody, Moore, Pulley, Sowell of Walker, Stevens, Thomason, Wiley, Windham—17

Mr. Hurst voted "No"—1.

The bill,

S. 87. To authorize the revenue and road commissioners of the County of Mobile to buy the Bay Shell Road in Mobile county and to authorize the stockholders of the Bay Shell Road Company to sell the same,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Buchanan, Case, Grant, Hall, Hurst, Lee, Matthews, McCain, Moody, Moore, Pulley, Sowell of Walker, Stevens, Thomason, Wiley, Windham—19.

The bill,

H. 3. To authorize the City of Eufaula to issue bonds for funding its floating debt,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Boykin, Buchanan, Caffee, Case, Grant, Hall, Hurst, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomason, Wiley, Windham—20.

BILL TABLED.

On motion of Mr. Boykin, the bill,

S. 6. To authorize the City of Eufaula to issue bonds for funding its floating debt,

Was laid on the table.

ADJOURNMENT.

On motion of Mr. Nunnellee, at 11:30 o'clock a. m. the Senate adjourned until Monday morning at 10:30 o'clock.

ELEVENTH DAY.

Monday, November 28th, 1898.

The Senate met pursuant to adjournment.

Prayer by Mr. Hall of the Senate.

Present—

Messrs. President, Abercrombie, Brooks, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Wiley, Windham—29.

JOURNAL.

On motion of Mr. Sowell, of Walker, the reading of the journal of yesterday was dispensed with, and it was approved.

LEAVE OF ABSENCE.

Leave of absence was granted to Mr. Moody for to-day.

PERSONAL PRIVILEGE.

Mr. Case arose to a question of personal privilege, and asked that the following protest be spread on the journal of the Senate:

Mr. President:

The Age Herald of November 25th, 1898, in an article, has misrepresented me. It says I desire to set the party right upon a Constitutional convention. I would say, I do not desire to set any party right upon it, as per resolution. I have introduced a resolution in the Senate to ascertain the will of the Senate only, in relation to a Constitutional convention. It also says, in speaking of me: "He attempts, in the first place, to preamble Governor Johnston into opposition to a new Constitution." That is a mistake. I only indicated in a resolution that we should assist His Excellency in carrying out his able administration in-so-far as compatible with our feelings.

He, the editor of said paper, also says: "Senator Case's preamble is, in fact, an attack upon the consistency of the chief executive of the State; for it practically says in the little but 'sly phrase' at this time, that while he has been in favor of a Constitutional convention, he is not now in favor of such a gathering of the wisdom of the State." There is no attack by me upon the consistency of our highly esteemed Governor—highly esteemed for his many noble traits of character, and I have never said, in resolution or otherwise, by "sly phrase," that he has ever favored a Constitutional convention.

It was so ordered.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Rather—

S. 152. To authorize an election in the County of Morgan to determine whether bonds in the sum of seventy-five thousand dollars shall be issued by said county for the purpose of building roads therein.

Commerce and Common Carriers.

By Mr. McCain—

S. 153. To establish a county court for the County of Clay.

Judiciary.

Also—

S. 154. To further regulate the practice and procedure of the circuit court of Clay county, Alabama.

Judiciary.

By Mr. Jenkins—

S. 155. To provide for the more efficient working of the public roads in Wilcox county, and for the appointment of road supervisors in the several precincts therein.

Commerce and Common Carriers.

By Mr. Brooks —

S. 156. To establish a charter for the town of Dundee, Geneva county, Alabama.

Municipal and County Organization.

By Mr. Windham—

S. 157. To prohibit the sale, giving away or otherwise disposing of vinous, spirituous of malt liquors, intoxicating bitters or cordials within four miles of Hargrove Methodist church, Pickens county, Alabama. But this act shall not take effect before the 1st day of January, 1899.

Temperance.

By Mr. Meador—

S. 158. To prohibit the sale, giving away or otherwise disposing of vinous, spirituous or malt liquors, or any intoxicating drinks, bitters or beverages in the rooms, house or buildings of any club, social, business or other kind, incorporated under the laws of Alabama, without first obtaining the regular retail liquor dealer's license therefor, as required under the laws of Alabama.

Finance and Taxation.

By Mr. Wiley —

S. 159. For the relief of Bankers' & Merchants' Life Association of Illinois.

Banking and Insurance.

By Mr. Stevens—

S. 160. To amend Section 2774 of the Code of 1896.
Revision of Laws.

By Mr. Horton—

S. 161. To permit juries to separate in certain cases.

Judiciary.

By Mr. Jenkins—

S. 162. For calling of a convention to revise and amend the Constitution of this State.

Constitution and Constitutional Revision and Amendment.

By Mr. Buchanan—

S. 163. To regulate and fix charges of practicing physicians in the State of Alabama.

Public Health.

By Mr. Brooks—

S. 164. To incorporate the Dundee Congregational Church at Dundee, in Geneva county.
Corporations.

JOINT RESOLUTION.

By leave, the following joint resolution was offered, which was referred to the Committee on Rules:

By Mr. Grant—

Resolved by the Senate of Alabama, the House of Representatives concurring, That the President of the Senate is authorized to appoint two servants at a salary of two dollars each per day, to apply to services already rendered, as well as those to be rendered, during the rest of the session.

RESOLUTION.

By leave, Mr. Matthews offered the following resolution:

Resolved, That the Secretary of the Senate shall have printed on the daily Senate calendar the committee from which bills are reported.

Resolved, That the chairman of the committee or the author of the bill shall make a brief statement,

not to exceed five minutes in time, without permission of the Senate, as to the changes or essential features of all bills amending the Code or acts of the General Assembly, and shall also explain the essential features of all local bills prior to the engrossment and third reading of the bill.

Which was referred to the Committee on Rules.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr Meador, from Finance and Taxation, favorably—

S. 72. To increase the salary of the auditor of the State, by amending Section nineteen hundred and ninety-six of the Code of Alabama.

Also—

S. 14. To authorize the Most Worshipful Grand Lodge of Free and Accepted Masons of the State of Alabama to issue bonds, for an amount not exceeding fifteen thousand dollars, and to mortgage its property to secure the same.

Also, with substitute—

S. 24. To amend Section 1373 of the Code of 1896.

By Mr. Sowell, from Local Legislation, favorably—

H. 15. To better provide for the payment of State witnesses in the County of Escambia.

Also—

H. 28. To prohibit stock from running at large within certain limits in Lauderdale county, Alabama.

By Mr. Lyons, from Municipal and County Organizations, favorably—

S. 33. To define the boundary line between the counties of Jefferson and Walker.

Also—

S. 92. To prevent the mayor and aldermen of the City of Huntsville, or any other person, from interfering with the fence around the county court house, except by the unanimous consent of the county commissioners.

Also—

H. 47. To authorize the City of Mobile to provide, maintain and operate systems of water works and sewerage.

Also—

H. 48. To authorize the City of Mobile to make and issue bonds for building, purchasing or otherwise acquiring systems of water works and sewerage for the said city, and to mortgage said works to secure said bonds.

By Mr. Grant, from Temperance, favorably—

S. 96. To prohibit the manufacture, sale or giving away of spirituous, vinous or malt liquors or intoxicating beverages in the county of Choctaw.

By Mr. Sowell of Limestone, from Privileges and Elections, favorably—

S. 124. To remove the disabilities of the chancellor for the southwestern chancery division of Alabama, in cause No. 3740, pending in the thirteenth district of said chancery division.

By Mr. Wiley, from Corporation, favorably, with an amendment—

S. 64. To confirm the incorporation of the Pheonix Club of Birmingham, Alabama, and to enlarge the powers and capacities of said club.

By Mr. Abercrombie—

S. 93. To establish Hampton school district, in Madison county, Alabama.

Also—

S. 94. To establish the Copeland Creek school district in Madison county.

Also—

S. 100. To establish a separate school district to be known as the Guntersville school district, in Marshall county, Alabama.

Also—

S. 137. To amend Section one of an act entitled "An act to amend an act to create a separate school district in the town of Brewton, Alabama, to define its boundaries and provide for the maintenance of schools therein," approved February 6th, 1895, so as to ex-

clude from said school district all that part of said district lying east of Murder creek.

By Mr. Wiley, from Corporations, favorably, with an amendment—

H. 119. To increase the salary of the auditor of the State, by amending Section nineteen hundred and ninety-six of the Code of Alabama.

REVISION OF THE JOURNAL.

Mr. Caffee, from the Committee on Revision of the Journal, submitted the following report:

Mr. President:

The Committee on Revision of the Journal beg to report that they have examined the journal to date, and find it to be correct.

A. E. CAFFEE,
Chairman of Com.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 11. To provide for the registration and lien of judgment for the payment of money in the courts of justices of the peace in Dale, Coffee, Tallapoosa and Marengo counties.

H. 37. To provide for the making of the bond of the State treasurer through guarantee companies, and to fix the amount of the bond of the treasurer of the State.

H. 225. To establish the Vinemont school district, in Cullman county, Alabama.

And the House has passed the following Senate bills:

S. 50. To regulate the drawing and organizing of grand juries for the circuit court of Calhoun county.

S. 49. To provide for the prosecution and trial of misdemeanors in the city court of Anniston, and to regulate the same.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows: ,

Judiciary, H. 11.

Finance and Taxation, H. 37.

Education, H. 225.

REPORT OF SELECT JOINT COMMITTEES.

Mr. Wiley, from a select joint committee, submitted the following report:

To the Senate and House of Representatives:

The joint committee appointed by the two houses of the General Assembly to arrange for the inauguration of the Governor, respectfully report and recommend:

That at the hour of 12 m. on December 1st, prox., the two houses assemble in joint session in the hall of the House; that at that hour the joint committee escort the Governor to the rostrum; that the oath be administered by the chief justice of the supreme court, and that the Governor be invited to address the General Assembly and visitors then present.

A. A. WILEY,

A. E. CAFFEE,

Committee on part of Senate.

BIBB GRAVES,

T. M. PATTERSON,

G. W. L. SMITH,

Committee on part of House.

The report was concurred in.

Mr. Moore, from a select joint committee, submitted the following report:

Mr. President:

The joint committee, appointed heretofore, to confer and fix dates as to adjournment for recess and re-assembling, beg leave to recommend,

That the General Assembly adjourn on the 13th day

of December, 1898, and re-convene on Tuesday, January 24th, 1899.

J. G. MOORE,
W. D. WINDHAM,
Of the Senate
W. W. BRANDON,
J. W. GARNER,
Of the House.

The report was concurred in.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested:

H. 3. To authorize the City of Eufaula to issue bonds for funding its floating debt.

H. 131. To amend Section 2236 of the Code of Alabama.

MASSEY WILSON,
Clerk.

SIGNING OF HOUSE BILLS.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the House bills whose titles are set forth in the above and foregoing House message.

BILLS ON THIRD READING.

The bill,

S. 66. To amend Sections 1, 6, 9, 10 and 20 of an act entitled "An act to establish a county court for the county of Cleburne," approved February 16th, 1897, and to add Section 32 1-2 thereto,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Caffee, Deens of

Covington, Grant, Hall, Horton, Hurst, Jenkins, Lee, Lyons, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Wiley, Windham—22.

The bill,

S. 85. To prevent cheating or obtaining money or other thing of value by dishonest trick or device and without value received,

Was taken up.

The substitute reported by the committee was adopted

The bill as amended,

Was read a third time and passed Yeas, 21; nays, 0

Yeas:

Messrs. President, Brooks, Brown, Caffee, Case, Deens of Covington, Grant, Hall, Horton, Lee, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Wiley, Windham—21.

The bill,

S. 91. To make the fees of bonded constables in Madison county the same as sheriff's fees when they perform the same or similar services,

Was taken up.

Mr. Lee moved to amend the bill by adding the Counties of Escambia and Coffee.

Mr. Rather moved to further amend by adding Morgan county.

Mr. Brooks, to add Geneva county.

The amendments were adopted.

The bill as amended,

Was read a third time and passed Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Caffee, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jenkins, Matthews, McCain, Meador, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Wiley, Windham—23.

The bill,

S. 95. To repeal an act entitled "An act to amend Section 5028 of the Code (of 1876) so far as the same applies to Madison county, and to reduce the fees of the register in chancery of said county," approved February 17th, 1885,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Caffee, Deens of Covington, Grant, Hall, Horton, Hurst, Jenkins, Lee, Matthews, Meador, Moore, Pulley, Rather, Sowell of Walker, Thomason, Windham—19.

The bill,

S. 89. To amend Section 1 of an act to amend certain sections of the charter of Oxford, and to give said town of Oxford power to issue bonds, approved February 18th, 1891,

Was read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Caffee, Case, Deens of Covington, Grant, Hall, Hurst, Jenkins, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Wiley, Windham—24.

The bill,

H. 19. To authorize and require the commissioners' court of Greene county, Alabama, to set apart and appropriate money from the general fund of said county with which to pay and discharge certificates of State witnesses issued by the foreman of the grand jury and by the clerk of the circuit court of said county, fees which by law became a good claim against the fine and forfeiture fund of said county, after the approval of this act, and to regulate the manner of said payments and fixing the amount of said witness fees,

Was read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Caffee, Case,

Deans of Shelby, Deens of Covington, Hall, Horton, Hurst, Jenkins, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Wiley, Windham—24.

The bill,

S. 81. To incorporate the Eagle Hook and Ladder Company Number 1, of the City of Demopolis, Marengo county, Alabama,

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Caffee, Case, Deans of Shelby, Deens of Covington, Hall, Horton, Hurst, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—23.

The bill,

S. 98. To incorporate the tribes of the Improved Order of Red Men in the State of Alabama,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Abercrombie, Brooks, Brown, Caffee, Case, Deans of Shelby, Deens of Covington, Hall, Hurst, Jenkins, Lee, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—22.

The bill,

S. 104. To repeal an act to extend to the fire companies in the City of Montgomery the benefit of the provisions of an act to raise a fund for the benefit of the fire companies in the City of Mobile, "approved March 1, 1870, approved February 26, 1872," and to repeal an act to declare the meaning of an act to extend to the fire companies in the City of Montgomery the benefit of the provisions of an act to raise a fund for the benefit of the fire companies in the City of Mobile, approved February 26th, 1872, approved February 28, 1875,

Was taken up.

Mr. Wiley offered an amendment in the way of a proviso at the end of the bill.

Adopted.

And the bill, as amended,

Was read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Lee, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Wiley, Windham—24.

And the bill was ordered to be sent forthwith to the House without engrossment.

The bill,

S. 105. To authorize the city council of Montgomery to extend the mains or pipes of its water works outside of the corporate limits of the City of Montgomery, and to charge tolls for supplying water therefrom and tapping the same,

Was read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Abercrombie, Brooks, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Hurst, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Wiley, Windham—24.

And were ordered to House unengrossed.

The bill,

S. 106. To authorize the city council of Montgomery to issue bonds for the purpose of borrowing money to build and equip school houses, to construct sanitary sewers, in the City of Montgomery, and to purchase and improve public parks, whether situated in said city or outside,

Was read a third time and passed. Yeas, 25; nays, 0.

Yeas:

Messrs. President, Abercrombie, Brown, Buchan-

an, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jenkins, Lee, McCain, Meador, Moore, Nunnellee, Pulley, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Wiley, Windham—25.

And was ordered to House unengrossed.

The bill,

S. 107. To extend and define the corporate limits of the City of Montgomery, in the County of Montgomery, and State of Alabama,

Was read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Abercrombie, Brooks, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Horton, Hurst, Jenkins, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—24.

And was ordered to be sent to the House without engrossment.

The bill,

S. 31. To incorporate the Walnut Grove Baptist College, at Walnut Grove, Etowah county, Alabama,

Was read a third time and passed. Yeas, 25; nays, 0.

Yeas:

Messrs. President, Abercrombie, Brooks, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Horton, Hurst, Jenkins, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—25.

The bill,

S. 97. To repeal an act entitled "An act to create a separate school district in Barbour county, known as the Afton school district," approved December 9th, 1896,

Was read a third time and passed. Yeas, 25; nays, 0.

Yeas:

Messrs. President, Abercrombie, Brooks, Brown, Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Windham—25.

The bill,

S. 78. To regulate the purchase of stationery and other articles by the officials of Randolph county,

Was read a third time and passed. Yeas, 27; nays, 0.

Yeas:

Messrs. President, Abercrombie, Brooks, Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Wiley, Windham—27.

The bill,

S. 37. To fix and regulate the compensation for keeping the jail of Lowndes county,

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Abercrombie, Brown, Buchanan, Case, Deens of Covington, Grant, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Wiley, Windham—23.

ADJOURNMENT.

On motion of Mr. Hurst, the Senate adjourned at 12:07 o'clock p. m. until to-morrow morning at 10:30 o'clock.

TWELFTH DAY.

Tuesday, November 29th, 1898.

The Senate met pursuant to adjournment.

Prayer by Rev. Dr. Rush, of the city.

Present:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deans of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—32.

JOURNAL.

On motion of Mr. Rather, the reading of the Journal of yesterday was dispensed with, and it was approved.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Brown—

S. 165. To establish a uniform series of standard school books to be used in the public schools of Blount county.

Education.

By Mr. Abercrombie (by request)—

S. 166. To establish a county court for the County of St. Clair.

Judiciary.

By Mr. Abercrombie—

S. 167. To regulate primary elections in the State of Alabama.

Privileges and Elections.

Also—

S. 168. To amend Sections 14, 15, 16, 17, 19 and 25 of an act approved February 18, 1895, entitled "An act to establish a new charter for the City of Anniston," and the acts amendatory thereof.

Local Legislation.

By Mr. Sowell, of Walker—

S. 169. To incorporate Lamar Training School, in Walker county.

Education.

By Mr. Meador—

S. 170. To cover the cash balance in the State treasury to the credit of the convict fund into the general fund.

Finance and Taxation.

By Mr. Lee—

S. 171. To create a separate school district for the town of Pollard, Alabama, and to define its boundaries and provide for maintenance of public schools therein.

Education.

Also—

S. 172. To grant authority and power to the court of county commissioners of the County of Escambia to levy and collect a special tax for the payment of any indebtedness due, or to become due, for the erection of all necessary public buildings and bridges in said county.

Finance and Taxation.

By Mr. Nunnellee—

S. 173. To punish the making or certifying false and fraudulent abstracts of title.

Judiciary.

By Mr. Matthews—

S. 174. To authorize the mayor and aldermen of the City of Tuscumbia, Alabama, to issue bonds of said city for an amount not exceeding \$26,000, for the purpose of redeeming the bonds of said city issued under an act of the Legislature of Alabama, approved December 12th, 1888, and for the draining

grading, macadamizing and improving the streets of said city.

Finance and Taxation.

By Mr. Rather—

S. 175. To provide the manner in which certain claims against insolvent estates shall be certified to the probate court for payment.

Judiciary.

By Mr. Moody—

S. 176. To further regulate the sale, giving away or delivery of spirituous, vinous and malt liquors in the State of Alabama.

Temperance.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 14. To provide for and regulate the selection and drawing and impanelling of grand and petit jurors in Dallas county, Alabama.

H. 32. To authorize the town council of the town of Tuskegee to issue and negotiate bonds of said town for an amount not exceeding thirty thousand dollars, for the purpose of constructing and maintaining a system of water works and a system of electric lights, one or both, in said town.

And has originated and passed, and ordered to the Senate without engrossment:

H. 308. To confirm the incorporation of the town of New Decatur, in the County of Morgan, and to enlarge and define the corporate powers of said town.

H. 239. To establish, maintain and regulate a dispensary in the town of Dothan, Henry county, Alabama, for the sale of spirituous or vinous liquors, malt liquors, wines, ciders or other intoxicating liquors, and to establish and perpetuate a board of commissioners for the management of said dispensary and for other purposes.

And has adopted joint resolution herewith sent,

raising a joint committee to wait upon the clery of the city and invite them to open the sessions of the two houses with prayer.

Committee on part of the House: Messrs. Long and Garrett.

MASSEY WILSON,
Clerk.

HOUSE MESSAGE.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 14, to Judiciary.

H. 32, to Banking and Insurance.

H. 308, to Corporations.

H. 239, to Temperance.

The Senate concurred in the House joint resolution raising a joint committee to wait upon the clergy of the city and invite them to open the sessions of the two houses with prayer.

The President announced as the committee on part of the Senate: Messrs. Wiley and Thompson.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Boykin, from Judiciary, favorably—

H. 53. To authorize the Most Worshipful Grand Lodge of Free and Accepted Masons of the State of Alabama to issue bonds for an amount not exceeding fifteen thousand dollars, and to mortgage its property to secure the same.

By Mr. Brown, from Revision of Laws, favorably—

H. 67. To repeal an act entitled "An act to regulate the trial of misdemeanors in the County of Tallapoosa," approved February 15th, 1897, and to transfer certain cases from said county court of Tallapoosa county to the circuit court of said county.

Also—

S. 43. To amend Sections 1920, 1921 and 1922 of the Code of 1896.

By Mr. Meador, from Finance and Taxation, favorably—

S. 158. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous or malt liquors, or any intoxicating drinks, bitters or beverages, in the rooms, house or buildings of any club, social, business or other kind, incorporated under the laws of Alabama, without first obtaining a regular retail liquor dealer's license therefor, as required under the laws of Alabama.

Also—

H. 37. To provide for the making of the bond of the State treasurer through guarantee companies, and to fix the amount of the bond of the treasurer of the State.

Also—

H. 36. To authorize the mayor and aldermen of the City of Huntsville to use and expend the unexpended balance of the proceeds of the sale of bonds issued under the authority conferred by the act of the General Assembly of Alabama, approved February 3d, 1897, entitled "An act to authorize the mayor and aldermen of the City of Huntsville to issue bonds of said city for an amount not exceeding forty thousand dollars, for the exclusive purpose of building and repairing and constructing sewers."

Also—

H. 29. To make the fees of bonded constables in the counties of Lauderdale, Colbert, Chilton and Tuscaloosa the same as sheriff's fees when they perform the same or similar services.

By Mr. Moore, from Corporations, favorably—

S. 121. To amend an act entitled "An act to provide for the compensation of sheriffs of Mobile and Jefferson counties, for ex-officio services, so as to include the sheriff of the County of Montgomery.

Also—

S. 122. To amend Section 2 of an act to amend Sections 1 and 7 of an act entitled "An act to provide a

system of water works for the City of Montgomery, approved the 26th day of January, 1891," approved December 9th, 1896.

Also—

S. 127. To incorporate the town of Tuskegee, in the County of Macon.

By Mr. Sowell, of Walker, from Local Legislation, favorably—

S. 125. To declare E. S. Farrish, Jr., No. 2, a liner between the counties of Monroe and Wilcox, a citizen of Wilcox county.

Also—

S. 126. To declare Robert Donald, a liner between the counties of Butler and Wilcox, a citizen of Wilcox county.

Also—

S. 128. To preserve game animals and birds in the County of Wilcox.

Also—

H. 22. To authorize Jackson county to build macadamized roads and bridges, and to issue bonds of the county to aid in the construction and building thereof.

Also—

H. 25. To prevent hunting on land in Jefferson county without the written consent of the owner.

By Mr. Rather, from Commerce and Common Carriers, favorably—

S. 152. To authorize an election in the County of Morgan to determine whether bonds in the sum of seventy-five thousand dollars shall be issued by said county for the purpose of building roads therein.

By Mr. Lyons, from Municipal and County Organizations, favorably—

S. 17. To authorize and empower the mayor and council of the town of Athens, Alabama, to issue and sell bonds of said town to an amount not exceeding six thousand dollars, falling due not more than thirty years from this date, bearing not exceeding six per cent. interest, payable semi-annually, for the purpose of paying and satisfying a mortgage upon the electric light plant owned and operated by said town, and of

making improvements thereon and extensions thereof.

By Mr. Sowell, of Limestone, from Privileges and Elections, favorably—

S. 103. To amend Section 1575 of the Code of 1896. Also—

S. 135. To regulate the working of children under the age of twelve years in mines and factories in the State of Alabama.

By Mr. Grant, from Temperance, favorably—

S. 157. To prohibit the sale, giving away or otherwise disposing of vinous, spirituous or malt liquors, intoxicating bitters or cordials within four miles of Hargrove Methodist Church in Pickens county, Alabama, but this act shall not take effect before the 1st day of January, 1899.

By Mr. Matthews, from Penitentiary, favorably, with a substitute—

S. 90. To further regulate the sentencing, and employment of convicts in this State; to appropriate fifty per centum of the net earning of the convict system to the fine and forfeiture fund of the several counties, and to provide for the inspection of jails.

By Mr. Lyons, from Municipal and County Organizations, favorably, with a substitute—

H. 98. To provide the manner of selecting the police force in the City of Birmingham, and to provide for the efficient management of the police force of said city.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House, having signed the following House bill, your signature is requested:

H. 19. To authorize and require the commissioners' court of Greene county, Alabama, to set apart and appropriate money from the general fund of said county with which to pay and discharge certificates of State witnesses issued by the foreman of the grand jury and by the clerk of the circuit court of said county, fees which by law became a good claim against the fine and forfeiture fund of said county,

after the approval of this act, and to regulate the manner of said payments and fixing the amount of said witness fees.

MASSEY WILSON,
Clerk.

SIGNING OF HOUSE BILL.

The President of the Senate, in the presence of the Senate, immediately after its title had been publicly read by the Secretary, signed the foregoing House bill, the title of which is set out in the above House message.

REPORT OF THE COMMITTEE ON RULES.

Mr. Matthews, from the Committee on Rules, reported favorably the following resolution:

Resolved, That the Secretary of the Senate shall have printed on the daily Senate calendar the committee from which bills are reported.

Resolved, That the chairman of the committee, or the author of the bill, shall make a brief statement, not to exceed five minutes in time, without permission of the Senate, as to the changes or essential features of all bills amending the Code, or Acts of the General Assembly, and shall also explain the essential features of all local bills, prior to the engrossment and third reading of the bill.

The report is concurred in and resolution adopted. Also reported favorably the following resolution:

Be it resolved by the Senate, That the Committee on Municipal and County Organization be allowed a clerk, the same to serve also as clerk to the Committee on Public Health. Said clerk to be appointed in the same manner as other clerks to Senate committees.

The report is concurred in and resolution adopted.

Also reported favorably the Senate joint resolution providing for the appointment of two servants for the Senate at the salary of two dollars per day.

The resolution was read the second time and goes on the calendar.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason submitted the following report:
Mr. President:

The Committee on Enrolled Bills report the following bills correctly enrolled:

S. 49. An act to provide for the prosecution, and trial of misdemeanors in the city court of Anniston, and to regulate the same.

S. 50. An act to regulate the drawing and organizing of grand juries for the circuit court of Calhoun county.

T. J. THOMASON,
Chairman.

SIGNING OF SENATE BILLS.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above Senate bills, the titles of which are set out in the foregoing report of the Committee on Enrolled Bills.

SPECIAL ORDERS.

The Senate next proceeded to consider the special orders set down for to-day.

The bill,

S. 53. Separating the public school moneys from all other moneys of the State of Alabama, and making the same non-divertible,

Was informally passed by, on motion of Mr. Abercrombie.

The bill,

S. 51. Regulating the county board of examiners of teachers in each county of the State of Alabama,

Was read a third time and passed. Yeas, 31; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—31.

The bill,

S. 52. Establishing a State board of education for the State of Alabama, with powers and duties of same, Was taken up.

Mr. Jenkins offered the following amendment:

That lines 19 and 20 be amended so as to read as follows: Shall receive the actual costs of transportation and the same per diem of service as is paid a member of the General Assembly; *Provided*, that no member of said board shall be paid for more than twelve days in any year.

Mr. Brown offered the following substitute for the amendment offered by Mr. Jenkins, as follows:

Amend by striking out of line 32 the word "four" and insert in lieu thereof the word "two."

Also, by adding after the word "yearly" on line 33 the words, "nor shall any meeting continue longer than three days."

On motion of Mr. Jenkins, the substitute was laid on the table,

And the amendment offered by Mr. Jenkins was adopted.

Mr. Jenkins offered another amendment, as follows:

That lines 37 and 39 be amended so as to read as follows: The topics of examination shall be the same as now required by law for the examination, and no topic shall be added except by legislative enactment of the Legislature,

Which was adopted.

Mr. Meador moved to postpone the further consideration of the bill until to-morrow morning, immediately after the reading of the Journal;

Which, on motion of Mr. Abercrombie, was laid on the table.

Mr. Moody offered the following amendment:

Amend, by adding at the close of paragraph 6, the following words: That if a sufficient number of teachers cannot be found who come up to the standard required by the examinations of the State board, then neither the State board nor the county board shall hold that there is a vacancy in the schools for which applicants are being examined, but the county board shall provide teachers for said schools as best they may.

Mr. Abercrombie moved to lay the amendment on the table.

Lost.

And the amendment was lost.

The bill, as amended, was read a third time and passed. Yeas, 21; nays, 11.

Yeas:

Messrs. President, Abercrombie, Boykin, Brooks, Buchanan, Caffee, Case, Deans of Shelby, Grant, Hall, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Sowell of Walker, Thomason, Thompson—21.

Nays:

Messrs. Brown, Deans of Covington, Horton, Hurst, Jelks, Moody, Pulley, Rather, Sowell of Limestone, Stevens, Windham—11.

RECESS.

At 1:37 o'clock p. m., on motion of Mr. Abercrombie, the Senate took a recess until 3:30 o'clock this afternoon, at which time the consideration of the special orders would be resumed.

AFTERNOON SESSION.

The Senate reassembled at 3:30 o'clock p. m., and was called to order by the President.

A quorum of the Senate was present.

SPECIAL ORDERS.

The Senate resumed consideration of the special orders for the day, which were:

The bill,

S. 54. Determining the public school organization of the State of Alabama,

Was read a third time and passed. Yeas, 25; nays, 3.

Yeas:

Messrs. President, Abercrombie, Brooks, Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Horton, Jelks, Jenkins, Lyons, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Waiker, Stevens, Thomason, Windham—25.

Nays:

Messrs. Brown, Deans of Shelby, and Hurst.

The bill,

S. 57. Regulating the office of county superintendent of education in the State of Alabama,

Was taken up.

Numerous amendments were offered to exclude certain counties from the provisions of the bill.

On motion of Mr. Jenkins, the bill was laid on the table.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended, as herein shown, and, as amended, has passed,

S. 48. To provide for the permanent location of the county site of Calhoun county by a vote of the qualified electors of said county.

MASSEY WILSON,

Clerk.

HOUSE MESSAGES.

The Senate concurred in the House amendments to the Senate bill, S. 48, in above message. Yeas. 28; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Deens of Coving on, Grant, Hall, Horton, Hurst, Jelks, Lyons, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—28.

REPORT OF SELECT JOINT COMMITTEE.

Mr. Meador, from a select committee, submitted the following report:

Mr. President:

Your committee on the part of the Senate and House to consider and make arrangements for the visit of the General Assembly to the Peace Jubilee at Atlanta, beg leave to report as follows:

We recommend that the General Assembly recess from the evening of the 14th of December till the morning of the 17th at 10 o'clock.

We further recommend that the General Assembly leave Montgomery on special trains hereafter secured and at an hour to be hereafter designated. Your committee will make further arrangements for the carrying out of these recommendations.

We further recommend that on the return trip from Atlanta, on the afternoon of the 16th of December, the General Assembly stop over for a few hours at Tuskegee, Alabama, where arrangements have been made for them, and where they will meet President McKinley.

EDWD. M. ROBINSON,

JOHN T. HEFLIN,

J. M. MILLER,

Committee on Part of the House.

D. MEADOR,
C. W. THOMPSON,
Committee on Part of Senate.

The report was concurred in.

BILLS ON THIRD READING.

The bill,

H. 119. To increase the salary of the auditor of the State, by amending Section nineteen hundred and ninety-six of the Code of Alabama,

Was taken up, and the amendment reported by the committee to substitute two thousand four hundred for two thousand was adopted, and the bill as amended,

Was read a third time and passed. Yeas, 23; nays, 3.

Yeas:

Messrs. President, Abercrombie, Boykin, Brown, Caffee, Case, Deans of Shelby, Grant, Hall Horton, Jelks, Jenkins, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Windham—23.

Nays:

Messrs. Deens of Covington, Hurst and Pulley—3.

The bill,

S. 72. To increase the salary of the auditor of the State by amending Section nineteen hundred and ninety-six of the Code of Alabama,

Was taken up, and, on motion of Mr. Meador, was indefinitely postponed.

The bill,

S. 24. To amend Section 1373 of the Code of 1896,

Was taken up.

The substitute reported by the committee was adopted.

The bill as amended,

Was read a third time and passed Yeas, 28; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, Meador, Moody, Moore, Nunnellee, Pulley, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—28.

The bill,

H. 15. To better provide for the payment of State witnesses in the County of Escambia,

Was taken up.

On motion of Mr. Case, the bill and caption were amended by adding DeKalb to the provisions of the bill.

The bill as amended,

Was read a third time and passed. Yeas, 27; nays, 0.

Yeas:

Messrs. President, Abercrombie, Brooks, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—27.

The bill,

S. 120. To change the name of the Agricultural and Mechanical College of Alabama,

Was read a third time and passed. Yeas, 28; nays, 1.

Yeas:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason—28.

Mr. Windham voted "No"—1.

The bill,

H. 28. To prohibit stock from running at large within certain limits in Lauderdale county, Alabama,

Was read a third time and Passed. Yeas, 26; nays, 0.

Yeas:

Messrs. President, Abercrombie, Brooks, Buchanan, Caffee, Case, Deans of Shelby, Grant, Hurst, Jelks, Jenkins Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—26.

The bill,

S. 33. To define the boundary line between the counties of Jefferson and Walker.

Was read a third time and passed. Yeas, 28; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brooks, Brown, Buchanan, Case, Deans of Shelby, Deans of Covington, Grant, Hall, Horton, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—28.

The bill,

S. 92. To prevent the mayor and aldermen of the City of Huntsville, or any other person, from interfering with the fence around the county court house, except by the unanimous consent of the court of county commissioners,

Was read a third time and passed. Yeas, 25; nays, 0.

Yeas:

Messrs. President, Abercrombie, Brooks, Brown, Buchanan, Case, Deans of Shelby, Deans of Covington, Grant, Hall, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—25.

The bill,

H. 47. To authorize the City of Mobile to provide, maintain and operate systems of water works and sewerage,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Case,

Deens of Covington, Grant, Jenkins, Lee, Lyons, Matthews, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—21.

The bill,

H. 48. To authorize the City of Mobile to make and issue bonds for building, purchasing, or otherwise acquiring systems of water works and sewerage for the said city, and to mortgage said works to secure said bonds,

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Windham—23.

The bill,

S. 96. To prohibit the manufacture, sale or giving away of spirituous, vinous or malt liquors or intoxicating beverages in the County of Choctaw,

Was taken up.

The amendment reported by the committee was adopted.

The bill as amended was read a third time and passed. Yeas, 26; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—26.

The bill,

S. 64. To confirm the incorporation of the Phoenix Club of Birmingham, Alabama, and to enlarge the powers and capacities of said club,

Was taken up.

On motion of Mr. Cunningham (Mr. Boykin presid-

ing), the amendment reported by the committee was laid on the table.

Mr. Windham moved to lay the bill on the table.
Lost. Yeas, 9; nays, 21.

Yeas:

Messrs. Boykin, Brown, Buchanan, Grant, Hurst, Matthews, McCain, Moody, Windham—9.

Nays:

Messrs. President, Abercrombie, Brooks, Case, Deans of Shelby, Deans of Covington, Hall, Jelks, Jenkins, Lee, Lyons, Meador, Moore, Nunnellee, Pulley, Rather Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson—21.

And the bill was read a third time and passed.
Yeas, 22; nays, 7.

Yeas:

Messrs. President, Abercrombie, Brooks, Buchanan, Case, Deans of Covington, Hall, Jelks, Jenkins, Lee, Lyons, Matthews, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson—22.

Nays:

Messrs. Boykin, Brown, Grant, Hurst, McCain, Moody, Windham—7.

The bill,

S. 124. To remove the disabilities of the chancellor for the southwestern chancery division of Alabama, in cause No. 3740, pending in the thirteenth district of said chancery division,

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. Brooks, Buchanan, Case, Deans of Covington, Grant, Hall, Jelks, Jenkins, Lee, Lyons, Matthews, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—23.

ADJOURNMENT.

At 5:12 o'clock p. m., on motion of Mr. Brooks, the

Senate adjourned until to-morrow morning at 10:30 o'clock.

THIRTEENTH DAY.

Wednesday, November 30, 1898.

The Senate met pursuant to adjournment.

Prayer by Rev. Dr. Eager, of the City.

Present—

Messrs. President, Abercrombie, Boykin, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deans of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—32.

JOURNAL.

On motion of Mr. Meador, the reading of the journal of yesterday was dispensed with, and it was approved.

LEAVES OF ABSENCE.

Leave of absence was granted to Mr. Brooks for to-day, on account of sickness, and to Mr. Matthews for Thursday, Friday and Saturday of this week.

RECONSIDERATION OF BILL.

On motion of Mr. Lee, the vote by which the bill, H. 15. To better provide for the payment of State witnesses in the county of Escambia,

Was passed on yesterday, was reconsidered.

The vote by which the bill was ordered to the third reading was reconsidered.

On motion of Mr. Case, the amendment adopted on yesterday, by adding DeKalb county to the caption and body of the bill, was stricken out,

And the bill was read a third time and passed. Yeas, 28; nays 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brooks, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Thomason, Thompson, Wiley, Windham—28.

BILLS ON THIRD READING.

By leave, Mr Meador called up the bill,

H. 37. To provide for the making of the bond of the State treasurer through guarantee companies, and to fix the amount of the bond of the treasurer of the State.

Mr. Pulley moved to lay the bill on the table. Lost. Yeas, 10; nays, 18.

Yeas:

Messrs President, Boykin, Brown, Case, Deens of Covington, Hall, Horton, Hurst, Pulley, Thomason.—10.

Nays:

Messrs. Abercrombie, Caffee, Deans of Shelby, Grant, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thompson, Windham—18.

Mr. Brown offered an amendment, as follows:

Amend by adding the following words to the bill:

Provided, That no guaranty company shall be accepted as a surety on said bond unless it has on deposit with the treasurer of the State at least \$50,000 worth of such securities as are required by law qualifying guaranty companies to do business in this State.

Mr. Thompson moved to lay the amendment on the table.

Lost. Yeas, 12; nays, 12.

Yeas:

Messrs. Abercrombie, Case, Deans of Shelby, Grant, Jelks, Lee, Matthews, Meador, Nunnellee, Rather, Thompson, Windham

Nays:

Messrs. President, Boykin, Brown, Deens of Covington, Hall, Hurst, Jenkins, McCain, Moody, Pulley, Stevens, Thomason—12.

And the amendment was adopted.

Mr. Boykin offered the following amendment:

Amend the body and the caption of the bill so as to include all the State offices required by law to give bonds.

Which, on motion of Mr. Meador, was laid on the table. Yeas, 20; nays, 8.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Grant, Horton, Jelks, Jenkins, Lee, Lyons, McCain, Meador, Moore, Nunnellee, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—20.

Nays:

Messrs. Boykin, Deens of Covington, Hall, Hurst, Moody, Pulley; Thompson, Wiley—8.

The bill, as amended, was read a third time and passed. Yeas, 27; nays, 4.

Yeas:

Messrs. President, Abercrombie, Buchanan, Case, Deans of Shelby, Grant, Hall, Horton, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—27.

Nays:

Messrs. Boykin, Brown, Deens of Covington, Hurst—4.

On motion of Mr. Stevens, the bill,

H. 67. To repeal an act entitled "An act to regu-

late the trial of misdemeanors in the County of Tallapoosa," approved February 15th, 1897, and to transfer certain cases from said county court of Tallapoosa county to the circuit court of said county,

Was read a third time and passed. Yeas, 25; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brown, Buchanan, Deens of Covington, Grant, Hall, Horton, Hurst, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—25.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason, from the Committee on Enrolled Bills, submitted the following report:

Mr. President:

The Committee on Enrolled Bills report the following bills correctly enrolled:

S. 48. To provide for the permanent location of the county site of Calhoun county by a vote of the qualified electors of said county.

T. J. THOMASON,
Chairman.

SIGNING SENATE BILL.

The President of the Senate, in the presence of the Senate, immediately after its title had been publicly read by the Secretary, signed the above Senate bill, the title of which is set out in the foregoing report of Committee on Enrolled Bills.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Brown—

S. 177. To amend Section 3481 (1120) of the Code of Alabama.

Privileges and Elections.

By Mr. Hall—

S. 178. To repeal "An act for the improvement of roads and bridges in Jackson county," approved December 9th, 1896.

Commerce and Common Carriers.

By Mr. McCain —

S. 179. To regulate the fine and forfeiture fund of Clay county.

Judiciary.

By Mr. Sowell, of Walker—

S. 180. For the relief of B. M. Long, R. A. O'Rear, J. R. Cole and B. B. Poston, of Walker county.

Finance and Taxation.

Also—

S. 181. To provide a charter for the town of Fayette, in Fayette county, Alabama, and to ratify and confirm the incorporation of said town.

Corporations.

By Mr. Deens, of Covington—

S. 182. To require the clerk of the circuit court of Butler county to perform the duties of clerk of the county court of said county. and fixing his fees for such services.

Finance and Taxation.

By Mr. Wiley—

S. 183. To amend Section 4 of "An act to prevent, in certain cases, the sale, exchange and transportation of cotton in the counties of Montgomery, Bullock, Dallas, Russell, Lowndes, Wilcox, Sumter, Autauga, and in beats Nos. one, two, three, four, five, six, seven, eight and nine of Hale, and of cotton produced in said counties," approved February 1st, 1879.

Judiciary.

Also—

S. 184. To amend Section 1922 of the Civil Code.

Judiciary.

By Mr. Wiley—

S. 185. To provide a form for the writs of *feri facias* issued on registered judgments.

Judiciary.

By Mr. Moody (by request)—

S. 186. To amend Section 1 of an act entitled "An act to amend an act entitled 'An act to create and establish an Industrial School for White Girls in the State of Alabama,' approved February 7th, 1897."

Education.

By Mr. Lyons—

S. 187. To amend Sections 3525 and 3532 of the Code of Alabama.

Commerce and Common Carriers.

By Mr. Cunningham (Mr. Boykin presiding)—

S. 188. To amend subdivision 32 of Section 21 and Section 24 of an act entitled "An act to establish a new charter for the City of Birmingham, Alabama," approved December 12th, 1890.

Finance and Taxation.

By Mr. Deans, of Shelby—

S. 189. To establish a separate school district, to be known as Tallassee school district, in Elmore and Tallapoosa counties.

Education.

By Mr. Abercrombie—

S. 190. To authorize the mayor and council of the town of Edwardsville, in Cleburne county, to issue bonds of said town to the amount of twenty-five hundred dollars.

Corporations.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested.

H. 28. To prohibit stock from running at large within certain limits in Lauderdale county, Alabama.

H. 47. To authorize the City of Mobile to provide, maintain and operate systems of water works and sewerage.

H. 48. To authorize the City of Mobile to make and issue bonds for building, purchasing, or otherwise acquiring systems of water works and sewerage for

the said city, and to mortgage said works to secure said bonds.

H. 119. To increase the salary of the auditor of the State by amending Section nineteen hundred and ninety-six of the Code of Alabama.

MASSEY WILSON,
Clerk.

HOUSE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above house bills, the titles of which are set out in the foregoing House message.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Wiley, from Judiciary, favorably—

S. 111. To amend Section 1339 of the Code.

Also—

S. 112. To authorize one suit against all the parties to an instrument governed by the commercial law who are bound for its payment.

Also—

S. 113. To amend Section 1920 of the Code.

Also—

S. 114. To declare the effect of a judgment in ejectment.

Also—

S. 117. To repeal Section 446 of the Code.

Also—

S. 118. To further regulate the practice on appeals to the supreme court.

Also—

S. 130. To amend Section 3838 of the Code.

Also—

S. 132. To amend rule 19 of the supreme court.

Also—

S. 131. To authorize the appointment of a special justice of the supreme court when a regular justice is absent or unable to perform his duties on account of sickness or other cause.

Also—

S. 153. To establish a county court for the County of Clay.

Also—

S. 154. To further regulate the practice and procedure of the circuit court of Clay county, Alabama.

By Mr. Sowell, of Walker, from Local Legislation, favorably—

S. 168. To amend Sections 14, 15, 16, 17, 19 and 25 of an act approved February 18, 1895, entitled "An act to establish a new charter for the City of Anniston," and the acts amendatory thereof.

By Mr. Rather, from Commerce and Common Carriers, favorably—

S. 155. To provide for the more efficient working of the public roads in Wilcox county, and for the appointment of road supervisors in the several precincts therein.

By Mr. Lyons, from Municipal and County Organizations, favorably—

S. 86. To authorize the City of Mobile for the purpose of aiding in the erection of its municipal water works, to condemn by eminent domain the outstanding interests in what is known as the Mobile City Water Works.

By Mr. Grant, from Temperance, favorably—

S. 176. To further regulate the sale, giving away, or delivery of spirituous, vinous, and malt liquors in the State of Alabama.

By Mr. Meador, from Finance and Taxation, favorably, with an amendment—

S. 150. To provide for the creation of the office of auditor of Jefferson county, and to define the powers and duties thereof and the manner of appointment to office.

ORDER TO PRINT.

On motion of Mr. Moody, 300 copies of the bill,
S. 176. To further regulate the sale, giving away,
or delivery of spirituous, vinous and malt liquors in
the State of Alabama,

Were ordered to be printed for use of the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the report of the joint committee heretofore raised, to make arrangements for the inauguration of the Governor-elect, Hon. Jos. F. Johnston.

And has also concurred in the report of the joint committee of the two houses heretofore raised to consider and make arrangements for the visit of the General Assembly to the Peace Jubilee at Atlanta.

And has concurred in Senate amendment to

H. 119. To increase the salary of the auditor of the State by amending Section nineteen hundred and ninety-six of the Code of Alabama.

And has originated and passed the following bills:

H. 8. To provide for the appointment of a board of examiners, to examine and license teachers of public schools in Cleburne county.

H. 9. To create the City of Fruithurst, in Cleburne county, including all the territory within two (2) miles of the schoolhouse, situated within the corporate limits of said city, a separate school district.

H. 24. To prevent the use of alias names.

H. 31. To establish Loachapoka school district, in Lee county, Alabama.

H. 61. To incorporate Oakman College, in the town of Oakman, in Walker county, Alabama.

H. 65. To authorize the board of intendant and councilmen of the town of Oakman, in Walker county, to issue bonds of the said town for an amount not exceeding five thousand dollars for the purpose of build-

ing, equipping, or procuring suitable school buildings for the use of the residents of said town.

H. 69. To repeal an act entitled "An act to better provide for keeping up the public roads of Baldwin county," approved February 4, 1897.

H. 75. To prevent stock from running at large in precincts Nos. 6, 7, 8, 9, 10, 11, 12 and 15, in Cleburne county, and all of precincts Nos. 8 and 9, and that part of precinct 12 north of the City of Greenville, the Greenville and Pineapple road and the old Montezuma road, in Butler county, Alabama.

H. 76. To define a lawful barbed wire fence for Baldwin county, for cows, horses and mules.

H. 79. To amend Section one of an act to establish the Blanch school district, in Cherokee county, approved February 9th, 1897.

H. 82. To authorize the court of county commissioners of Covington county to contract for insurance of the court house of said county, and the contents thereof against fire, and to make the warrants of said court for the premiums on said insurance preferred claims against the general fund of said county.

H. 83. To provide for the disposition of certain funds in the county treasury of Covington county.

H. 84. To repeal an act entitled "An act to establish a system for working roads in Crenshaw county, and to authorize the commissioners' court of Crenshaw county to levy and collect a tax for working the public roads of said county, and to let out said roads by contract," approved February 13th, 1897.

H. 85. To authorize and require the court of county commissioners of Crenshaw county to meet in special session within ten days after the approval of this act, for the purpose of appointing road apportioners in Crenshaw county.

H. 86. To make valid and chargeable against the fine and forfeiture fund of Crenshaw county, Alabama, certain witness script or witness certificates issued by the foreman of the grand juries of Crenshaw county, Alabama, and have said script or witness cer-

tificates paid by the treasury of said county in the order of their registration.

H. 88. For the relief of Read Fertilizer Company, of Charleston, S. C.

H. 93. To amend an act entitled "An act to further regulate the affairs of Dallas county."

H. 97. To repeal an act entitled "An act to protect certain birds in Jefferson county," approved February 18th, 1897.

H. 117. To regulate the payment of claims against the fine and forfeiture fund of Monroe county, Ala.

H. 124. To regulate the fees of justices of the peace and notaries public *ex-officio* justices of the peace in Talladega county, and provide for the payment of the same in certain cases.

H. 126. To amend Section 1 of an act entitled "An act for the preservation of game, animals and birds in Tallapoosa county," approved February 4th, 1897.

H. 127. To require the road commissioners of Tallapoosa county, to cause road overseers in said county to have loose stones removed from the roads of said county.

H. 167. To authorize the mayor and councilmen of the town of Brewton to issue bonds of said town for an amount not exceeding fifty thousand dollars, to pay for permanent improvements in said town.

H. 293. To establish, maintain and regulate a dispensary in the town of Clayton, County of Barbour, Alabama, for the sale of spirituous, vinous, malt liquors, cider and other intoxicants, and to establish and perpetuate a board of commissioners for the management of said dispensary, and for other purposes.

H. 50. To amend Section 4457 (4457) of the Code of Alabama.

And has non-concurred in the report of the joint committee of the two houses to fix the time for adjournment and reassembling of the General Assembly for the recess, and asked a conference committee on the disagreement of the two houses thereon.

Committee on the part of the House: Messrs.
Brandon, Kyle and Robinson.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 8, 9, 31, 79, to Education.

H. 61, to Corporations.

H. 65, 82, 83, 86, 117, 167, 293, 50, to Finance and Taxation.

H. 69, 84, 127, to Commerce and Common Carriers.

H. 75, 76, 93, 97, 126, to Local Legislation.

H. 85, 124, 24, to Judiciary.

H. 88, to Privileges and Elections.

The Senate acceded to the request of the House for a committee of conference on the disagreement of the two houses on the report of the joint committee on the time at which the General Assembly shall recess for the holidays, and when it shall reconvene;

And the President of the Senate announced as the conferrees on part of the Senate:

Messrs. Moore and Windham.

JOINT RESOLUTION.

By leave, Mr. Lyons offered the following joint resolution, accompanied by an invitation to the General Assembly, both of which were referred to the Committee on Rules:

Be it resolved by the Senate, the House of Representatives concurring, That a joint committee of two from the Senate and three from the House be appointed to reply to the chairman, Mr. Craighead, of the Executive Committee of the Mobile Commercial Club, of Mobile, Ala., as to arrangements, dates, etc., looking to an acceptance of said invitation to attend Mardi Gras in said city on February 13th and 14th, 1899.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed, and ordered forthwith to the Senate without engrossment,

H. 363. To ratify the incorporation of the town of Falkville, Morgan county, Alabama, and to confer additional powers upon the same.

H. 400. To authorize an election in the counties of Morgan and Tuscaloosa, to determine whether bonds in the sum of seventy-five thousand dollars shall be issued by said counties for the purpose of building roads therein.

And has originated and passed,

H. 129. To repeal an act entitled "An act for the improvement of roads and bridges in Tuscaloosa county," approved February 18, 1897.

H. 138. To provide a separate poorhouse and separate accommodations for white and colored paupers in the County of Washington.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 363, to Corporations.

H. 400, 129, to Finance and Taxation.

H. 138, to Municipal and County Organizations.

RECESS.

At 12:55 o'clock p. m., on motion of Mr. Rather, the Senate took a recess until 3:30 o'clock this afternoon.

AFTERNOON SESSION.

The Senate reconvened at the hour of 3:30 o'clock p. m., and was called to order by the President.

A quorum of the Senate was present.

The Senate proceeded to consider

BILLS ON THIRD READING.

The bill,

S. 93. To establish Hampton school district in Madison county, Alabama,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deens of Covington, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Windham.—21.

The bill,

S. 94. To establish the Copeland Creek school district in Madison county,

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Lee, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Windham—23.

The bill,

S. 137. To amend Section 1 of an act entitled "An act to amend an act to create a separate school district in the town of Brewton, Alabama, to define its boundaries and provide for the maintenance of schools therein," approved February 6th, 1895, so as to exclude from said school district all that part of said district lying east of Murder creek,

Was read a third time and passed. Yeas, 25; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jenkins, Lee, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Windham—25.

The bill,

H. 53. To authorize the Most Worshipful Grand Lodge of Free and Accepted Masons of the State of Alabama to issue bonds for an amount not exceeding fifteen thousand dollars and to mortgage its property to secure the same,

Was read a third time and passed. Yeas, 26; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Windham—26.

The bill,

S. 43. To amend Sections 1920, 1921 and 1922 of the Code of 1896,

Was taken up.

The amendment reported by the committee was adopted,

And the bill, as amended, was read a third time and passed. Yeas, 25; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—25.

The bill,

S. 158. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous or malt liquors, or any intoxicating drinks, bitters or beverages, in the rooms, house or buildings of any club, social, business or other kind, incorporated under the

laws of Alabama, without first obtaining a regular retail liquor dealer's license therefor, as required under the laws of Alabama,

Was read a third time and passed. Yeas, 28; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—28.

The bill,

H. 36. To authorize the mayor and aldermen of the City of Huntsville to use and expend the unexpended balance of the proceeds of the sale of bonds issued under the authority conferred by the act of the General Assembly of Alabama, approved February 3d, 1897, entitled "An act to authorize the mayor and aldermen of the City of Huntsville to issue bonds of said city for an amount not exceeding forty thousand dollars for the exclusive purpose of building and repairing and constructing sewers,"

Was read a third time and passed. Yeas, 25; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brown, Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, McCain, Meador, Moore, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomason, Windham—25.

The bill,

H. 29. To make the fees of bonded constables in the counties of Lauderdale, Colbert, Chilton and Tuscaloosa, the same as sheriff's fees when they perform the same or similar services.

On motion of Mr. Horton, the bill was amended so as to include the counties of Hale and Greene.

The bill, as amended, was read a third time and passed. Yeas, 19; nays, 4.

Yeas:

Messrs. Brown, Case, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—19.

Nays:

Messrs. President, Abercrombie, Boykin, Buchanan—4.

The bill,

S. 121. To amend an act entitled "An act to provide for the compensation of sheriffs of Mobile and Jefferson counties, for *ex-officio* services, so as to include the sheriff of the County of Montgomery,

Was read a third time and passed. Yeas, 25; nays, 1.

Yeas:

Messrs. President, Abercrombie, Boykin, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, McCain, Meador, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—25.

Nay:

Mr. Buchanan—1.

The bill,

S. 122. To amend Section 2 of an act to amend Sections 1 and 7 of an act entitled "An act to provide a system of water works for the City of Montgomery, approved the 26th day of January, 1891," approved December 9th, 1896,

Was read a third time and passed. Yeas, 25; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Buchanan, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—25.

The bill,

S. 127. To incorporate the town of Tuskegee, in the County of Macon,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Buchanan, Case, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—22.

The bill,

S. 125. To declare E. S. Farrish, Jr., No. 2, a liner between the counties of Monroe and Wilcox, a citizen of Wilcox county,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Abercrombie, Buchanan, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jenkins, Lee, Lyons, McCain, Meador, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—21.

The bill,

S. 126. To declare Robert Donald, a liner between the counties of Butler and Wilcox, a citizen of Wilcox county,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Abercrombie, Buchanan, Case, Deens of Covington, Grant, Hall, Jenkins, Lee, Lyons, McCain, Moody, Moore, Pulley, Rather, Sowell of Walker, Stevens, Wiley, Windham—19.

The bill,

S. 128. To preserve game, animals and birds in the County of Wilcox,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Buchanan, Case, Deens of Covington, Grant, Hall, Hurst,

Jenkins, Lee, Lyons, Meador, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—21.

The bill,

H. 98. To provide the manner of selecting the police force in the City of Birmingham, and to provide for the efficient management of the police force of said city,

Was taken up.

The substitute reported by the committee was adopted.

The bill, as amended, was read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Abercrombie, Boykin, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deans of Covington, Grant, Hall, Horton, Hurst, Lee, Lyons, McCain, Meador, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—24.

ADJOURNMENT.

At 4:30 o'clock p. m., on motion of Mr. Lyons, the Senate adjourned until to-morrow morning at 10:30 o'clock.

FOURTEENTH DAY.

Thursday, December 1, 1898.

The Senate met pursuant to adjournment.

Prayer by the Rev. Dr. Eager, of the city.

Present:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deans of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—31.

JOURNAL.

On motion of Mr. Windham, the reading of the Journal of yesterday was dispensed with, and it was approved.

LEAVES OF ABSENCE.

Leave of absence was granted to Mr. Brooks for to-day, on account of sickness, and to Mr. Hall until next Tuesday, and to Mr. Wiley for to-day and to-morrow.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Brooks—

S. 191. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors or intoxicating bitters or beverages within six miles of Dothan High School, except within the corporate limits of the town of Dothan, in Henry county, Alabama.

Temperance.

By Mr. Caffee—

S. 192. To establish a new charter for the town of Prattville, in Autauga county, Alabama.
Municipal and County Organization.

By Mr. Jelks—

S. 193. To provide for publication of treasurer's report of Barbour county.

Also—

S. 194. To provide for the publication of the financial proceedings of the board of revenue of Barbour county.

Printing.

By Mr. Moody—

S. 195. To appropriate to the Alabama Industrial School for White Girls four thousand, seven hundred and twenty-nine dollars, which has been appropriated once before.

Finance and Taxation.

By Mr. Stevens—

S. 196. To amend Section 2038 of the Code of 1896.

Finance and Taxation.

Also—

S. 197. To amend Section 2175 of the Code of 1896.
Revision of Laws.

Also—

S. 198. To amend Section 2187 of the Code of 1896.
Revision of Laws.

Also (by request)—

S. 199. To abolish the court of county commissioners of Coosa county.

Judiciary.

Also (by request)—

S. 200. To establish a court of county revenues for Coosa county, and to define its duties and powers.

Judiciary.

By Mr. Rather—

S. 201. To amend Section 1488 of the Code.

Judiciary.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate amendment to the bill,

H. 37. To provide for the making of the bond of the State treasurer through guarantee companies, and to fix the amount of the bond of the treasurer of the State.

And has amended, as therein shown, and as amended, has passed the bill,

S. 21. To confer additional jurisdiction upon the county court of Lowndes county, and to regulate the proceedings therein.

And the House has passed the following Senate bills:

S. 12. To abolish the court of county commissioners of Lawrence county.

S. 13. To establish a court of county revenues of Lawrence county, and to define its duties and powers.

S. 8. To empower the Selma Bridge Company to sell to Dallas county, and Dallas county to purchase from said company, its bridge across the Alabama river at Selma, and the right of way, and other appurtenances thereto, for use as a free county bridge.

S. 9. To give power and authority to the county revenues of Dallas county, to make, issue, sell and dispose of the bonds of Dallas county, for the purpose of raising the money necessary to pay for a bridge over the Alabama river, at or near Selma, in Dallas county, Alabama; and to levy and collect taxes necessary to pay the said bonds and the interest thereon.

S. 58. To establish stock law in beats number 6, 7, 8, 9 and 12, in Coosa county.

And has adopted the joint resolution herewith sent, requesting the State superintendent of education to furnish certain information relative to the number and grade of the teachers in the public schools.

And has originated and passed the following bills:

H. 309. To authorize the mayor and councilmen of Troy to issue bonds of said city not exceeding twenty-three thousand dollars, for the purpose of refunding the bonds now outstanding issued by said mayor and councilmen of Troy under an act approved February 14, 1895, entitled "An act to authorize the mayor and councilmen of Troy, Ala., to issue bonds of said city for an amount not exceeding twenty thousand dollars, for the purpose of purchasing land and erecting and equipping school buildings thereon, and for the improvement of the electric light plant, and water works system of the City of Troy, Alabama."

H. 310. To authorize the mayor and councilmen of Troy to issue bonds of said city not exceeding fifty-five thousand dollars for the purpose of refunding the bonds issued by said mayor and councilmen of Troy, under an act of the General Assembly of Alabama, approved February 18, 1891, entitled "An act to authorize the mayor and councilmen of Troy, in Pike county, to erect and maintain or otherwise pro-

vide a system of water works for said City of Troy, and issue bonds in payment thereof in an amount not exceeding fifty thousand dollars."

H. 311. To authorize the mayor and councilmen of Troy to issue bonds of said city for an amount not exceeding thirty-five thousand dollars, for the purpose of refunding the bonds issued by said mayor and councilmen of Troy by virtue of an act entitled "An act to authorize the mayor and councilmen of Troy to issue bonds of said city for an amount not exceeding thirty thousand dollars for the purpose of making and improving streets, establishing sewerage for said city, and paying whatever outstanding, floating (not bonded) indebtedness said city may have at the passage of this act."

H. 312. To authorize the mayor and councilmen of Troy to issue bonds of said city not exceeding twenty-five thousand dollars, for the purpose of refunding the bonds issued by said mayor and councilmen of Troy by virtue of an act of the General Assembly of Alabama, approved February 18, 1891, entitled "An act to authorize the mayor and councilmen of Troy to erect and maintain a system of electric lights, and issue bonds in payment thereof, in an amount not exceeding twenty thousand dollars."

H. 21. For the relief of W. A. McClendon, late sheriff of Henry county.

H. 62. To amend Sections 3 and 8 of an act approved on December the 3d, 1896, entitled "An act to create a separate school district in the town of Oakman, Alabama, to define the boundaries thereof and to provide for the maintenance of schools thereof."

H. 64. To amend Section 3 of an act approved February 18th, 1895, entitled "An act to charter the town of Oakman, in the County of Walker, State of Alabama."

H. 105. To confirm, amend and enlarge the charter of the Birmingham Traction Company, a corporation created under the general incorporation laws.

H. 110. To authorize and empower the mayor and council of the town of Athens, Alabama, to issue and

sell bonds of said town to an amount not exceeding six thousand dollars, falling due not more than thirty years from their date, bearing not exceeding six per cent. interest, payable semi-annually for the purpose of paying and satisfying a mortgage upon the electric light plant owned and operated by said town, and of making improvements thereon and extension thereof.

H. 115. To require the court of county commissioners of Madison county, Alabama, to publish semi-annually a statement of the financial condition of the county.

H. 139. To make the willful and malicious poisoning of certain animals a felony.

H. 213. To amend an act to regulate the trials of misdemeanors in Sumter county, approved December 8, 1882.

H. 215. To incorporate the town of McFall in Talladega and Calhoun counties, Alabama, and to prescribe certain powers, and to create a separate school district within certain limits.

H. 314. To prevent stock from running at large in the western stock law district of Wedowee beat, precinct No. 6, Randolph county, Alabama, as the same was made and designated by the commissioners' court of Randolph county, Alabama, and spread upon the minutes of said court.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 309, 310, 311, 312, to Municipal and County Organizations.

H. 21, 110, to Finance and Taxation.

H. 62, to Education.

H. 105, 215, 64, to Corporations.

H. 115, to Printing.

H. 139, to Judiciary.

H. 213, 314, to Local Legislation.

The Senate concurred in the House amendment to the bill,

S. 21. To confer additional jurisdiction upon the county court of Lowndes county and to regulate the proceedings therein.

Yeas, 19; nays, 0.

Yeas:

Messrs. Boykin, Buchanan, Caffee, Case, Grant, Hall, Hurst, Lee, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—19.

The House joint resolution requesting the State Superintendent of Education to furnish certain information relative to the number and grade of the teachers in the public schools,

Was referred to the Committee on Rules.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason, from the Committee on Enrolled Bills, report the following bills correctly enrolled:

S. 12. To abolish the court of county commissioners of Lawrence county.

S. 58. To establish stock law in beats No. 6, 7, 8, 9 and 12, in Coosa county.

S. 8. To empower the Selma Bridge Company to sell to Dallas county, and Dallas county to purchase from said company its bridge across the Alabama river at Selma, and the right of way, and other appurtenances thereto for use as a free county bridge.

S. 13. To establish a court of county revenues for Lawrence county, and to define its duties and powers.

S. 9. To give power and authority to the court of county revenues of Dallas county to make, issue, sell and dispose of the bonds of Dallas county for the purpose of raising the money necessary to pay for a bridge over the Alabama river, at or near Selma, in Dallas county, Alabama; and to levy and collect the taxes necessary to pay the said bonds and the interest thereon.

SIGNING OF SENATE BILLS.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above Senate bills, whose titles are set out in the foregoing report of the Committee on Enrolled Bills.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Boykin, from Judiciary, favorably—

S. 139. To establish a board of revenue for Butler county, and for the abolishment of the court of county commissioners for said county.

Also—

S. 173. To punish the making or certifying false and fraudulent abstracts of title.

Also—

S. 175. To provide the manner in which certain claims against insolvent estates shall be certified to the probate court for payment.

By Mr. Meador, from Finance and Taxation, favorably—

S. 88. To fix the fees of sheriffs for feeding prisoners when the same are paid by the State.

Also—

S. 170. To cover the cash balance in the State treasury to the credit of the convict fund into the general fund.

Also—

S. 172. To grant authority and power to the court of county commissioners of the County of Escambia, to levy and collect a special tax for the payment of any indebtedness due, or to become due, for the erection of all necessary public buildings and bridges in said county.

Also—

S. 174. To authorize the mayor and aldermen of the City of Tuscumbia, Alabama, to issue bonds of said city for an amount not exceeding \$26,000, for the purpose of redeeming the bonds of said city issued under an act of the Legislature of Alabama, approved December 12th, 1888, and for draining, grading, macadamizing and improving the streets of said city.

Also—

H. 167. To authorize the mayor and councilmen of the town of Brewton to issue bonds of said town for

an amount not exceeding fifty thousand dollars to pay for permanent improvements in said town.

By Mr. Sowell, of Walker, from Local Legislation, favorably—

H. 75. To prevent stock from running at large in precincts Nos. 6, 7, 8, 9, 10, 11, 12 and 15, in Cleburne county, and all of precincts Nos. 8 and 9, and that part of precinct 12 north of the City of Greenville, the Greenville and Pineapple road and the old Montezuma road, in Butler county, Alabama.

Also—

H. 76. To define a lawful barbed wire fence for Baldwin county for cows, horses and mules.

Also—

H. 93. To amend an act entitled "An act to further regulate the affairs of Dallas county."

Also—

H. 97. To repeal an act entitled "An act to protect certain birds in Jefferson county," approved February 18th, 1897."

By Mr. Rather, from Commerce and Common Carriers, favorably—

H. 69. To repeal an act entitled "An act to better provide for keeping up the public roads of Baldwin county," approved February 4, 1897.

Also—

H. 84. To repeal an act entitled "An act to establish a system for working roads in Crenshaw county, and to authorize the commissioners' court of Crenshaw county to levy and collect a tax for working the public roads of said county and to let out said roads by contract," approved February the 13th, 1897.

Also—

H. 127. To require the road commissioners of Talaposa county to cause road overseers in said county to have loose stones removed from the roads of said county.

Also—

S. 178. To repeal an act for the improvement of roads and bridges in Jackson county, approved December the 9th, 1896.

Also—

S. 187. To amend Sections 3525 and 3532 of the Code of Alabama.

By Mr. Lyons, from Education, favorably—

S. 165. To establish a uniform series of standard school books to be used in the public schools of Blount county.

Also—

S. 171. To create a separate school district for the town of Pollard, Alabama, and to define its boundaries and provide for the maintenance of public schools therein.

Also—

S. 169. To incorporate Lamar Training School in Walker county.

By Mr. Sowell of Limestone, from Privileges and Elections, favorably—

S. 167. To regulate primary elections in the State of Alabama.

By Mr. Grant, from Temperance, favorably—

H. 239. To establish, maintain and regulate a dispensary in the town of Dothan, Henry county, Alabama, for the sale of spirituous or vinous liquors, malt liquors, wines, ciders or other intoxicating liquors, and to establish and perpetuate a board of commissioners for the management of said dispensary and for other purposes.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested:

H. 53. To authorize the Most Worshipful Grand Lodge of Free and Accepted Masons of the State of Alabama to issue bonds for an amount not exceeding fifteen thousand dollars and to mortgage its property to secure the same.

H. 67. To repeal an act to regulate the trial of misdemeanors in the county of Tallapoosa, approved February 15th 1897, and to transfer certain cases from

said county court of Tallapoosa county to the circuit court of said county.

H. 37. To provide for the making of the bond of the State treasurer through guarantee companies, and to fix the amount of the bond of the treasurer of the State.

H. 36. To authorize the mayor and aldermen of the City of Huntsville to use and expend the unexpended balance of the proceeds of the sale of bonds issued under the authority conferred by the act of the General Assembly of Alabama, approved February 3d, 1897, entitled "An act to authorize the mayor and aldermen of the City of Huntsville to issue bonds of said city for an amount not exceeding forty thousand dollars for the exclusive purpose of building and repairing and constructing sewers."

H. 15. To better provide for the payment of State witnesses in the County of Escambia.

MASSEY WILSON,
Clerk.

SIGNING OF HOUSE BILLS.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above House bills, the titles of which are set out in the foregoing House message.

BILLS ON THIRD READING.

The bill,

S. 153. To establish a county court for the county of Clay,

Was read a third time and passed. Yeas, 25; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Lee, Lyons, McCain, Meador, Moody, Moore, Rather, Sowell of Limestone, Sowell

of Walker, Stevens, Thomason, Thompson, Windham—25.

And was ordered to the House without engrossment.

The bill,

S. 154. To further regulate the practice and procedure of the circuit court of Clay county, Alabama,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Boykin, Buchanan, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Lee, Lyons, McCain, Meador, Moody, Nunnellee, Pulley, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—22,

And was ordered to the House without engrossment.

S. J. R. The Senate joint resolution providing for the employment of two servants for the Senate, and fixing their salary,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Jelks, Lee, Lyons, Meador, Moody, Nunnellee, Pulley, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—22.

The bill,

H. 22. To authorize Jackson county to build macadamized roads and bridges and to issue bonds of the county to aid in the construction and building thereof,

Was taken up.

Mr. Hall offered an amendment which was adopted.

The bill, as amended, was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. Boykin, Brooks, Brown, Buchanan, Caffee, Case, Grant, Hall, Lee, Lyons, Meador, Moore, Nun-

nellee, Pulley, Sowell of Limestone, Sowell of Walker, Thomason, Windham—18.

The bill,

H. 25. To prevent hunting on land in Jefferson county without the written consent of the owner,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Boykin, Buchanan, Case, Deens of Covington, Hall, Horton, Jelks, Jenkins, Lee, McCain, Meador, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Thompson, Windham—20.

MESSAGE FROM THE GOVERNOR.

STATE OF ALABAMA.

GOVERNOR'S OFFICE.

December 1, 1898.

Mr. President:

I am directed by the Governor to communicate to the Senate a message in writing.

Respectfully,

H. B. MAY,

Recording Secretary.

Gentlemen of the General Assembly

I herewith transmit to you, in obedience to the Constitution, a list of all pardons, commutations, reprieves granted by me since December 1st, 1896, together with my reasons therefor. I also add for your information a list of the paroles granted by me to this date, under the law providing for the parole of prisoners.

Respectfully,

J. F. JOHNSTON,
Governor.

December 1st, 1898.

The accompanying documents were referred to the Committee on Penitentiary.

RECESS.

At 11:40 o'clock a. m., on motion of Mr. Caffee, the Senate took a recess for fifteen minutes, at the expiration of which time the Senate was called to order.

MESSAGE FROM THE HOUSE.

Mr. President:

I am directed by the House to invite the Senate in the hall of the House to witness the inauguration of the Governor-elect, Jos. F. Johnston, at noon to-day, December 1, 1898, as provided by the report of the joint committee heretofore raised to make arrangements for the inauguration.

MASSEY WILSON,
Clerk.

INAUGURATION OF JOSEPH F. JOHNSTON AS GOVERNOR
OF THE STATE OF ALABAMA.

In pursuance to the joint resolution of the two houses of the General Assembly heretofore adopted, the Senate proceeded to the hall of the House of Representatives to witness the inauguration of the Governor-elect.

The joint convention was called to order by the President of the Senate.

A quorum of the two houses of the General Assembly was present.

The President of the Senate then announced the purpose of the joint convention was to witness the inauguration of Hon. Joseph F. Johnston as Governor of the State of Alabama.

The Governor-elect entered, escorted by the joint committee of the two houses of the General Assembly, followed by the judges of the supreme court and State officers.

The Speaker of the House, Hon. Charles E. Waller, then, in well chosen words, introduced Joseph F.

Johnston, the Governor-elect, who addressed the joint convention, as follows:

"Gentlemen of the General Assembly:

"I am here in obedience to the Constitution and laws of the State and in compliance with your request to renew the oath taken by me two years ago. We have been chosen by the people of Alabama to enact and execute laws that will tend to insure tranquility, maintain justice and promote prosperity.

The enactment of wise, just and equal laws, their faithful construction, and fearless enforcement, is a duty resting upon us that we should meet with fidelity and patriotism. Nothing should divert us from the faithful performance of this duty.

The men living who are most honored and respected, and dead whose memories are most cherished by the people, are who turn neither to the right nor the left in the performance of every duty.

Few of us can hope to escape unjust criticism so long as we perform our whole duty, and envy, hatred and malice survive, but we should console ourselves with the reflection that in the end the people will remember gratefully all who have fearlessly battled for the things that are wise and honest and fair. The commendation of the weak, venal and corrupt of men who have betrayed party or people or conviction is more to be dreaded than their condemnation.

I pledge you, gentlemen, representatives of the free people of a sovereign State, my cordial co-operation in the enactment of every measure that will tend to promote peace, punish vice, develop the resources of our State, educate the standards of education and morality, and prevent unnecessary expense.

I am now ready to take the oath of office with a solemn sense of my dependence upon a Higher Power to guide me in the discharge of my duty, and remembering His injunction to do justice, love mercy and walk humbly."

At the conclusion of the address, the oath of office prescribed by law was administered to him by Asso-

ciate Justice Jonathan Haralson of the supreme court of Alabama.

The President of the Senate then announced that the object of the joint convention had been accomplished, and the convention dissolved.

The Senate then returned to its chamber, and resumed the regular order of business, which was

BILLS ON THIRD READING.

The bill,

S. 17. To authorize and empower the mayor and council of the town of Athens, Alabama, to issue and sell bonds of said town to an amount not exceeding six thousand dollars falling due not more than thirty years from this date, bearing not exceeding six per cent. interest, payable semi-annually, for the purpose of paying and satisfying a mortgage upon the electric light plant owned and operated by said town, and of making improvements thereon and extensions thereof,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Case, Deens of Covington, Grant, Horton, Jenkins, Lee, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—21.

The bill,

S. 103. To amend Section 1575 of the Code of 1896,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Boykin, Buchanan, Case, Deens of Covington, Grant, Hurst, Lyons, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—19.

The bill,

S. 135. To regulate the working of children under the age of twelve years in mines and factories in the

State of Alabama,

Was taken up.

Mr. Pulley offered an amendment to exclude Madison county from the provisions of the bill.

Mr. Moore moved to lay the bill and amendments on the table.

Lost. Yeas, 7; nays, 18.

Yeas:

Messrs. Lee, Moore, Pulley, Sowell of Walker, Stevens, Thomason, Thompson—7.

Nays:

Messrs. President, Boykin, Brown, Buchanan, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Lyons, McCain, Moody, Nunnellee, Rather, Sowell of Limestone, Windham—18.

The pending amendment, reported by the committee, was adopted.

On motion of Mr. Boykin, the amendment reported by Mr. Pulley was laid on the table.

Mr. Sowell of Walker moved to amend by excluding Walker, Bibb and Perry counties from the provisions of the bill,

Which, on motion of Mr. Boykin, was laid on the table.

Mr. Case offered an amendment, which on motion of Mr. Boykin, was laid on the table.

And the bill, as amended, was read a third time and passed. Yeas, 20; nays, 6.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, McCain, Meador, Moody, Nunnellee, Rather, Sowell of Limestone, Stevens, Windham—20.

Nays:

Messrs. Jenkins, Lee, Moore, Pulley, Sowell of Walker, Thomason—6.

ADJOURNMENT.

At the hour of 1:35 o'clock p. m. the Senate, on motion of Mr. Windham, adjourned until to-morrow morning.

FIFTEENTH DAY.

Friday, December 2d, 1898.

The Senate met pursuant to adjournment.

Prayer by Rev. Dr. Eager of the city.

Present—

Messrs. President Boykin, Brown, Buchanan, Case, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—26.

JOURNAL.

On motion of Mr. Grant, the reading of the journal of yesterday was dispensed with, and it was approved.

LEAVES OF ABSENCE.

Leaves of absence were granted to Mr. Caffee until next Thursday, and to Messrs. Lyons, Stevens, Thomason, Deens of Covington, and Nunnellee for to-morrow, and to Mr. Moore until Monday next at noon, and to Mr. Brooks to-day on account of sickness.

MESSAGE FROM THE HOUSE.

Mr. President:

The House non-concurred in the Senate amendment to the bill H. 98—To provide the manner of selecting the police force in the City of Birmingham, and to provide for the efficient management of the police force of said city,

And asks a committee of conference on the disagreement of the two houses thereon. Committee on the part of the House, Messrs. McQueen, Burkhalter and Huey.

And the House concurred in the Senate amendment to the bill H. 29.—To make the fees of bonded constables in the Counties of Lauderdale, Colbert, Chil-

ton and Tuscaloosa the same as sheriff's fees when they perform the same or similar services.

And has passed the following Senate bills:

S. 3. To incorporate the Anniston College for Young Ladies, at Anniston, Alabama.

S. 62. To require the publication of financial statements of the treasurer of Selma.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The Senate insisted on its amendment, and acceded to the request of the House for a committee of conference on the House bill H. 98 (the title of which is set out in the above message).

And the Chair (Mr. Meador presiding) announced as committee on the part of the Senate Messrs. Cunningham, Jelks, and Boykin.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Moody—

S. 202. To amend Section sixteen hundred and twenty-one of the Code of Alabama.

Privileges and Elections.

By Mr. Nunnellee—

S. 203. To provide for the regulation of corporations, companies or associations transacting the business of life insurance in this State upon the mutual, co-operative or assessment plan, and requiring fraternal organizations paying benefits to its members to file annual reports.

Banking and Insurance.

By Mr. Cunningham—

S. 204. To establish a board of commissioners of police for the City of Bessemer, Alabama, to provide for the appointment of such commissioners, to define

their powers and duties and to regulate the police department of said city.

Finance and Taxation.

By Mr. Rather —

S. 205. To prohibit hunting on the lands of another without the written consent of the owner or the person in charge, north of the line between townships 4 and 5 in Lawrence county, Alabama.

Local Legislation.

By Mr. Lyons—

S. 206. To authorize the mayor and general council of the City of Mobile to issue bonds for the purpose of paving or otherwise improving the streets of the City of Mobile.

Municipal and County Organization.

MESSAGE FROM THE GOVERNOR.

STATE OF ALABAMA.

GOVERNOR'S OFFICE.

December 2d, 1898.

Mr. President:

I am directed by the Governor to inform you, for the benefit of the Senate, that he has approved

Senate bills 48, 49, 50; and

House bills 19, 131, 3, 119, 48, 47, 28, 15, 36, 37, 67, 53.

Respectfully,

CHAPPELL CORY,
Private Secretary.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House, having signed the following House bill, your signature is requested:

H. 29. To make the fees of bonded constables in the counties of Lauderdale, Colbert, Chilton, Tuscaloosa, Greene and Hale the same as sheriff's fees when they perform the same or similar services.

MASSEY WILSON,
Clerk.

SIGNING OF HOUSE BILL.

The President of the Senate, in the presence of the Senate, immediately after its title had been publicly read by the Secretary, signed the above House bill, the title to which is set out in the foregoing message from the House.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time as follows:

By Mr. Boykin, from Judiciary, favorably—

S. 179. To regulate the fine and forfeiture fund of Clay county.

Also—

S. 184. To amend Section 1922 of the Civil Code.

Also—

S. 185. To provide a form for the writs of *feri facias* issued on registered judgments.

Also—

H. 11. To provide for the registration and lien of judgments for the payment of money in the courts of justice of the peace in Dale, Coffee, Tallapoosa and Marengo counties.

Also—

H. 14. To provide for and regulate the selection and drawing and impanneling of grand and petit juries in Dallas county, Alabama.

Also—

H. 85. To authorize and require the court of county commissioners of Crenshaw county to meet in special session within ten days after the approval of this act for the purpose of appointing road apportioners in Crenshaw county.

Also—

H. 124. To regulate the fees of justices of the peace and notaries public, ex-officio justices of the peace in Talladega county, and to provide for the payment of the same in certain cases.

Also—

H. 400. To authorize an election in the counties of Morgan and Tuscaloosa to determine whether bonds in the sum of seventy-five thousand dollars shall be issued by said counties for the purpose of building roads therein.

By Mr. Sowell, of Walker, from Local Legislation, favorably—

H. 71. To amend Sections 3, 11, 16 and 17 of an act entitled "An act to establish a new charter for the town of Piedmont, Alabama," approved February 2, 1891, and to authorize the City of Piedmont to purchase, construct and operate water works and electric light plants and fixing a time for filing claims against said city.

Also—

H. 126. To amend Section 1 of an act entitled "An act for the preservation of game animals and birds in Tallapoosa county," approved February 4th, 1897.

Also—

H. 213. To amend an act to regulate the trials of misdemeanors in Sumter county, approved December 8, 1882.

Also—

H. 314. To prevent stock from running at large in the Western Stock Law District of Wedowee beat, precinct No. six, Randolph county, Alabama, as the same was made and designated by the commissioners' court of Randolph county, Alabama, and spread upon the minutes of said court.

By Mr. Rather, from Commerce and Common Carriers, favorably, (with an amendment)—

S. 29. To amend Section 3441 of the Code of Alabama, of 1896.

By Mr. Grant, from Temperance, favorably—

S. 191. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous and malt liquors or intoxicating bitters or beverages, within six miles of Dothan High School, except within the corporate limits of the town of Dothan in Henry county, Alabama.

By Mr. Nunnellee, from Printing, favorably—

S. 193. To provide for publication of treasurer's report of Barbour county.

Also—

S. 194. To provide for the publication of the financial proceedings of the board of revenue of Barbour county.

Also—

H. 115. To require the court of county commissioners of Madison county, Alabama, to publish semi-annually a statement of the financial condition of the county.

By Mr. Sowell of Limestone, from Privileges and Elections, favorably—

H. 88. For the relief of Read Fertilizer Company, of Charleston, S. C.

By Mr. Lyons, from Municipal and County Organizations, favorably—

H. 138. To provide a separate poor house and separate accommodations for white and colored paupers in the county of Washington.

REPORT OF COMMITTEE ON RULES.

Mr. Cunningham (Mr. Boykin presiding), from the Committee on Rules, reported a substitute for the joint resolution offered by Mr. Rather, heretofore, relative to the construction of the Nicaragua canal.

The substitute was adopted, the report concurred in and the resolution was adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason, from the Committee on Enrolled Bills, reported the following bills correctly enrolled:

S. 62. To require the publication of financial statements of the treasurer of Selma.

S. 21. To confer additional jurisdiction upon the county court of Lowndes county and to regulate the proceedings therein.

S. 3. To incorporate the Anniston College for Young Ladies, at Anniston, Alabama.

SIGNING OF SENATE BILLS.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above Senate bills, the titles of which are set out in the foregoing report of the Committee on Enrolled Bills.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 141. To repeal Section 1959 of the Code.

H. 133. To amend Section 1 of an act entitled "An act to prescribe the duties and qualifications of attorneys and counselors at law, and regulate their admission to practice in the courts of the State," approved February 18th, 1897.

H. 94. To amend Section 4417 of the Code.

H. 99. To incorporate the Ensley Steel and Pipe Company.

H. 103. To incorporate the Birmingham Tube and Steel Company.

H. 6. To divide the County of Chilton into four commissioners' districts, and to fix the term of office of the county commissioners of said county.

H. 34. To authorize the mayor and aldermen of City of Huntsville to issue bonds of said city to an amount not exceeding twenty thousand dollars.

H. 41. To remove the disabilities of the chancellor for the southwestern chancery division of Alabama, in cause No. 3740, pending in the thirteenth district of said chancery division.

H. 63. To incorporate the Jasper Baptist Church, of Jasper, in Walker county, Alabama.

H. 102. To amend Section 4698 of the Code of Alabama, which section regulates the disposing of liquor

on election day and the day preceding, so that it will not be unlawful to sell spirituous, vinous or malt liquors, in Jefferson, Mobile and Madison counties, Alabama, on the day preceding any election, or after 6 o'clock p. m. on the day of an election.

H. 104. To repeal an act to declare F. M. Dausby, a liner between the counties of Dallas and Perry, a citizen of Dallas county, approved February 19th, 1889.

H. 111. To allow stock to run at large in beat 12, Lee county, at certain seasons of the year.

H. 118. To amend an act entitled "An act to provide for the compensation of sheriffs of Mobile and Jefferson counties, for *ex-officio* services, so as to include the sheriff of the County of Montgomery.

H. 183. To sell the money on hand at the close of each month in the county treasury of Jefferson county, Alabama, to the credit of the fine and forfeiture fund.

H. 194. To amend an act entitled "An act to establish a new charter for the City of Huntsville," approved December 9th, 1896.

H. 195. Authorizing an election in certain precincts in Madison county for or against the stock law, approved February 9th, 1897, entitled "An act to amend Section 1 of an act to prevent hogs from running at large in Madison county," approved February 16th, 1891.

H. 220. To prohibit and to regulate the catching, killing, hunting, taking, selling or bartering game and fish in the County of Tuscaloosa, and to provide punishment therefor.

H. 282. To provide for the payment of claims against the fine and forfeiture fund of Tuscaloosa county.

H. 16. To authorize the court of county commissioners of Etowah county to issue and sell warrants of said county, not exceeding ten thousand dollars for each year, for a period not exceeding four years, to pay the current expenses of said county in cash, and to provide for the payment of interest thereon.

H. 27. To confer additional powers and authority on the Alabama State Land Company, a body corporate existing under the laws of Alabama.

H. 52. To provide for the election of the county superintendent of education of Montgomery county.

H. 70. To repeal an act entitled "An act to authorize the commissioners' court of Blount county to levy a tax for working the public roads of said county, and to let out said roads by contract.

H. 144. To compel public ginners to inclose their gins on the public highways and towns in Choctaw and Lawrence counties.

H. 147. To prevent the cutting and felling of trees into the water courses of Blount county.

H. 159. For the relief of the Helen Keller Library and Literary Association.

H. 172. To prohibit the sale of vinous, spirituous or malt liquors, intoxicating ciders, bitters or beverages within a radius of three miles of Big Creek Church, in Geneva county.

H. 177. To amend Section 5 of an act to create the town of Greensboro, Alabama, a separate school district; to incorporate the same, and define its powers and duties and to provide for the maintenance and management of the public schools of said district, naming trustees and fixing their tenure of office.

H. 219. To refund amounts paid for the years 1897 and 1898 as vehicle or wagon tax under the provisions of Section 3 of "An act for the improvement of roads and bridges in Tuscaloosa county," approved February 18th, 1897.

H. 222. To provide for the appointment of one township trustee in each township of the Counties of Washington, Choctaw and Monroe, instead of three, as now required by law.

H. 228. To better provide for the payment of State witnesses in the County of Baldwin.

H. 229. To fix and regulate the fees of justices of the peace and notaries public and *ex-officio* justices of the peace and constables in the County of Barbour.

H. 251. To prohibit the sale or other disposition

REGISTER OF SENATE BILLS,

*Showing the action of the Senate on the Senate Bills
and Joint Resolutions (in nature of Bills)
and the days when considered.*

SESSION OF 1898-9.

By Mr. Abercrombie—

S. 1. To incorporate Anniston Normal Industrial and Theological college, at Anniston, Calhoun county, Alabama.

November 16, 1898, read first, referred to Committee on Education.

November 22, 1898, reported favorably, with amendments, read second.

November 25, 1898, amendment adopted, read third. Passed.

February 21, 1899, House passed.

February 23, 1899, signed.

Also, with notice, etc.—

S. 2. To amend Sections 3, 11, 16 and 17 of an Act entitled "An Act to establish a new charter for the town of Piedmont, Alabama," approved February 2, 1891, and to authorize the city of Piedmont to purchase, construct and operate water works and electric light plants and fixing a time for filing claims against said city.

November 16, 1898, read first, referred to Committee on Corporations.

November 22, 1898, reported favorably, read second.

H. 161. To incorporate the town of Pinckard in the County of Dale, and State of Alabama.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 141, 133, 94. 282, 70, 147, to Revision of Laws.

H. 99, 103, 27, to Corporations.

H. 161. 194, to Municipal and County Organizations.

H. 6, 41, 220, 228, 354, 378, 379, 407, 276, to Judiciary.

H. 34, 118, 183, 16, 229, 125, to Finance and Taxation.

H. 63, 111, 195, 144, to Local Legislation.

H. 102, 172, 251, 297, 348, to Temperance.

H. 104. to Privileges and Elections.

H. 52, 159, 222, 177, to Education.

H. 219, to Commerce and Common Carriers.

ANNOUNCEMENT OF CHAIRMAN.

The President of the Senate announced that the Hon. John W. Abercrombie, Senator from the seventh Senatorial district, having resigned his seat in the Senate, leaving vacant the chairmanship of the Committee on Education, he named Mr. Jenkins as chairman of the Committee on Education.

MESSENGER AND PAGE NAMED.

The President of the Senate then announced, under the act amending Section 2236 of the Code, Julian Thomason as messenger, and Wellborn Dent as Page for the Senate.

BILLS ON THIRD READING.

The bill,

S. 150. To provide for the creation of the office of auditor of Jefferson county and to define the powers and duties thereof, and the manner of appointment to office,

Was taken up.

The amendment reported by the committee as follows:

To change 2,500 to 2,000 in first section,

Was adopted.

The bill, as amended, was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Case, Deens of Covington, Grant, Jelks, Lee, Lyons, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Thompson, Windham—22.

And was ordered sent to the House without engrossment.

The bill,

S. 157. To prohibit the sale, giving away, or otherwise disposing of vinous, spirituous or malt liquors, intoxicating bitters or cordials within four miles of Hargrove Methodist Church in Pickins county, Alabama, but this act shall not take effect before the 1st day of January, 1899,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Case, Deens of Covington, Grant, Lee, Lyons, McCain, Moore, Nunnellee, Pulley, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—19.

The bill,

S. 90. To further regulate the sentencing and employment of convicts in this State; to appropriate fifty per centum of the net earnings of the convict sys-

tem to the fine and forfeiture fund of the several counties, and to provide for the inspection of jails,
Was taken up.

And, on motion of Mr. Cunningham, (Mr. Boykin presiding) was made a special order for Thursday, December 8th inst., immediately after the report of committees, and 100 copies of the substitute were ordered printed.

The bill,

S. 86. To authorize the City of Mobile for the purpose of aiding in the erection of its municipal water works, to condemn by eminent domain the outstanding interest in what is known as the Mobile City Water Works,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. Boykin, Brown, Buchanan, Case, Deens of Covington, Grant, Lee, Lyons, McCain, Meador, Moody, Moore, Nunnellee, Sowell of Limestone, Sowell of Walker, Stevens, Thompson, Windham—18.

The bill,

S. 111. To amend Section 1339 of the Code,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Deens of Covington, Grant, Jelks, Lee, Lyons, McCain, Meador, Moody, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—20.

The bill,

S. 112. To authorize one suit against all the parties to an instrument governed by the commercial law, who are bound for its payment,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Boykin, Buchanan, Case, Deens of Covington, Grant, Jelks, Jenkins, Lee, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of

Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—21.

The bill,

S. 113. To amend Section 1920 of the Code,

Was read a third time and passed. Yeas, 19; nays, 1.

Yeas:

Messrs. President, Boykin, Brown, Deens of Covington, Grant, Horton, Hurst, Jelks, Lee, Lyons, Meador, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thompson, Windham—19.

Nays:

Mr. Buchanan—1.

The bill,

S. 117. To repeal Section 446 of the Code,

Was read a third time and passed. Yeas, 10; nays, 7.

Yeas:

Messrs. Boykin, Deens of Covington, Jenkins, Lee, Meador, Moody, Moore, Nunnellee, Sowell of Walker, Thomason—10.

Nays:

Messrs. Brown, Case, Grant, Jelks, Pulley, Stevens, Windham—7.

The bill,

S. 118. To further regulate the practice on appeals to the supreme court,

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. Boykin, Brown, Case, Deens of Covington, Grant, Hurst, Jelks, Jenkins, Lee, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Walker, Stevens—17.

The bill,

S. 130. To amend Section 3838 of the Code,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. Boykin, Brown, Case, Deens of Covington, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—22.

The bill,

S. 132. To amend rule 19 of the supreme court.

Was read a third time and passed. Yeas, 25; nays, 0.

Yeas:

Messrs. Boykin, Brown, Buchanan, Case, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—25.

The bill,

S. 131. To authorize the appointment of a special justice of the supreme court when a regular justice is absent or unable to perform his duties on account of sickness or other cause.

Was read a third time and passed. Yeas, 22; nays, 1.

Yeas:

Messrs. Boykin, Buchanan, Case, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson—22.

Nays:

Mr. Windham—1.

The bill,

S. 168. To amend Sections 14, 15, 16, 17, 19 and 25 of an act approved February 18, 1895, entitled, "An act to establish a new charter for the City of Aniston," and the acts amendatory thereof,

Was read a third time and passed. Yeas, 18; nays, 2.

Yeas:

Messrs. Grant, Horton, Jenkins, Lee, Lyons, McCain, Meador, Moody, Moore, Nunnellee, Pulley,

Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—18.

Nays:

Messrs. Buchanan and Hurst—2.

The bill,

H. 127. To require the road commissioners of Talapoosa county to cause road overseers in said county to have loose stones removed from the road beds of said county,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. Boykin, Brown, Buchanan, Case, Deens of Covington, Grant, Horton, Jelks, Jenkins, Lyons, McCain, Meador, Moody, Nunnellee, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—21.

The bill,

S. 173. To punish the making or certifying false and fraudulent abstracts of title,

Was read a third time and passed. Yeas, 17; nays, 4.

Yeas:

Messrs. President, Boykin, Buchanan, Case, Jelks, Jenkins, Lee, Lyons, Meador, Moody, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Thompson—17.

Nays:

Messrs. Brown, Horton, Hurst, Windham—4.

The bill,

S. 175. To provide the manner in which certain claims against insolvent estates shall be certified to the probate court for payment,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Case, Deens of Covington, Grant, Hurst, Jenkins, Lee, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham.—20.

The bill,

S. 170. To cover the cash balance in the State treasury to the credit of the convict fund into the general fund,

Was read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Case, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham.

—24.

The bill,

S. 172. To grant authority and power to the court of county commissioners of the County of Escambia, to levy and collect a special tax for the payment of any indebtedness due, or to become due, for the erection of all necessary public buildings and bridges in said county,

Was read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Case, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham.

—24.

The bill,

S. 174. To authorize the mayor and aldermen of the City of Tuscumbia, Alabama, to issue bonds of said city for an amount not exceeding \$26,000, for the purpose of redeeming the bonds of said city, issued under an act of the Legislature of Alabama, approved December 12th, 1888, and for draining, grading, macadamizing and improving the streets of said city,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan,

Case, Deens of Covington, Grant, Horton, Jenkins, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—21.

The bill,

H. 167. To authorize the mayor and councilmen of the town of Brewton to issue bonds of said town for an amount not exceeding fifty thousand dollars to pay for permanent improvements in said town,

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Case, Deens of Covington, Grant, Horton, Hurst, Jenkins, Lee, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—23.

The bill,

H. 84. To repeal an act to establish a system for working roads in Crenshaw county, and to authorize the commissioners' court of Crenshaw county to levy and collect a tax for working the public roads of said county, and to let out said roads by contract, approved February the 13th, 1897,

Was read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Case, Deens of Covington, Grant, Horton, Hurst, Lee, Lyons, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—24.

ADJOURNMENT.

At 1:06 o'clock p. m., on motion of Mr. Boykin, the Senate adjourned until to-morrow morning at 10:30 o'clock.

SIXTEENTH DAY.

Saturday, December 3d, 1898.

The Senate met pursuant to adjournment.

Prayer by Rev. Dr. Eager, of the city.

Present:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Wiley, Windham—23.

JOURNAL.

On motion of Mr. Boykin, the reading of the Journal of yesterday was dispensed with, and it was approved.

PRIVILEGE.

Mr. Meador arose in his place and announced that the Hon. William J. Bryan, of Nebraska, would be in the city to-day, and he moved that a committee of five from the Senate, of which the President should be chairman, be appointed to wait on Mr. Bryan, in conjunction with a similar committee from the House, and invite him to address the two houses of the General Assembly.

Carried.

And the President announced as the committee: Messrs. President, Meador, Pulley, Jelks, Moody and Deans of Shelby.

MESSAGE FROM THE GOVERNOR.

Dec. 3, 1898.

Mr. President:

I am directed by the Governor to inform the Senate that he has approved the following bills:

S. 8, 12, 13, 58, 9, 3, 62, 21.
H. 29.

Very respectfully,

CHAPPELL CORY,
Private Secretary.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Moody—

S. 207. To reduce the capital stock of the Tuscaloosa Coal, Iron and Land Company, a corporation.
Corporations.

By Mr. Wiley—

S. 208. To relieve Josie W. Hubbard, of Montgomery county, of the disabilities of non-age.

Judiciary.

By Mr. Thompson—

S. 209. To provide for the vaccination of pupils who attend the schools and colleges of this State.

Public Health.

Also—

S. 210. To provide for compulsory vaccination when required to protect the people of the State against small-pox.

Public Health.

By Mr. Cunningham—

S. 211. To incorporate the East Lake and Electric Company, and to confer upon said company certain corporate power.

Corporations.

By Mr. Wiley—

S. 212. To provide a uniform system for making final and complete record in criminal cases by clerks of the circuit, city and criminal courts of this State, and for their compensation.

Judiciary.

MESSAGE FROM THE GOVERNOR.

Dec 3, 1898.

Mr. President:

I am directed by the Governor to communicate to the Senate a message in writing.

Very respectfully,

CHAPPELL CORY,
Private Secretary.
 Dec. 3, 1898.

GENTLEMEN OF THE GENERAL ASSEMBLY:

I herewith transmit to you, in accordance with law, the annual report of the board of trustees of the University of Alabama for the scholastic years 1896-1897 and 1897-1898.

Respectfully,

JOS. F. JOHNSTON,
Governor.

GOVERNOR'S MESSAGE.

The report of the board of trustees of the University of Alabama was referred to the Committee on Education.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 304. For the preservation of quails, otherwise called partridges, in the County of Mobile.

H. 302. To amend Section 2 of an act approved February 16th, 1897, entitled "An act to fix the time and regulate the holding of the circuit court of Madison county, Alabama.

H. 290. To repeal an act entitled "An act to prevent stock from running at large in certain parts of Monroe county," approved January 28th, 1897, so far as said act relates to Beats 5, 6, 7, and that part of

Beat 3 lying south and west of the following lines: beginning at a point on Limestone creek, where said creek is crossed by the beat line between Beats 2 and 3, thence up said creek to a point where said Limestone creek is intersected by Little Limestone creek, thence up said Little Limestone creek to the county line between the counties of Monroe and Conecuh.

H. 285. To increase the fees of constables in Beats 9, 2, 40 and 41, 8 and 3, in Jefferson county, Alabama.

H. 284. To establish a court of county commissioners for Wilcox county.

H. 283. To repeal an act entitled "An act to establish a court of county revenues for Wilcox county," approved February 3, 1877, and also to repeal an act entitled "An act to amend Section 5 of an act entitled 'An act to establish a court of revenues for the County of Wilcox,' approved February 3, 1877," approved January 21st, 1879.

H. 281. To amend Section 3931 of the Code.

H. 280. To amend Section 4003 of the Code.

H. 250. To levy a license tax, State and county, on all peddlers of tinware, or articles of like kind or character, in the County of Marengo.

H. 249. To repeal an act entitled "An act to regulate the number of bailiffs in attendance at each term of the circuit court of Madison county."

H. 247. To regulate the giving of bonds by county commissioners of Madison county, Alabama.

H. 246. To relieve Lawton Boyd, a minor, residing in Macon county, Alabama, of the disabilities of non-age.

H. 233. To relieve Lula R. Hudson, a minor, of the disabilities of non-age.

H. 218. To relieve clerks of the circuit, county, city and criminal courts from the payment of any sums of money chargeable on account of feed of prisoners in cases in which confessions of judgments for fine and costs were made and such feed bills were not taxed and collected.

H. 333. To amend Section 3520 of the Code, so far as it relates to Henry county.

The last above was ordered forthwith to the Senate without engrossment.

H. 51. For the relief of I. Brickman, of Montgomery county, for payment of liquor license in excess of amount required by law.

H. 81. To incorporate the town of Enterprise, in Coffee county.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 304, 290, 285, to Local Legislation.

H. 302, 283, 281, 280, 249, 333, to Revision of Laws.

H. 284, 51, to Judiciary.

H. 247, 218, 250, to Finance and Taxation.

H. 246, 233, to Privileges and Elections.

H. 81, to Corporations.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Boykin, from Judiciary, favorably, with an amendment—

H. 130. To make the willful and malicious poisoning of certain animals a felony.

Also, favorably—

H. 354. To establish a board of revenue for Butler county.

Also—

H. 407. To provide for the more efficient working of the public roads in Wilcox county, and for the appointment of road supervisors in the several precincts therein.

By Mr. Sowell, of Walker, from Local Legislation, favorably—

S. 205. To prohibit hunting on the lands of another without the written consent of the owner, or the person in charge, north of the line between Townships 4 and 5, in Lawrence county, Alabama.

Also—

H. 63. To incorporate the Jasper Baptist Church, of Jasper, in Walker county, Alabama.

Also—

H. 111. To allow stock to run at large in Beat 12, Lee county, at certain seasons of the year.

Also—

H. 144. To compel public ginners to enclose their gins on the public highways and towns in Choctaw and Lawrence counties.

By Mr. Grant, from Temperance, favorably—

H. 172. To prohibit the sale of vinous, spirituous or malt liquors, intoxicating ciders, bitters or beverages within a radius of three miles of Big Creek Church, in Geneva county.

Also—

H. 251. To prohibit the sale or other disposition of alcoholic, spirituous, vinous or malt liquors, or intoxicating bitters or beverages within five miles of the Methodist Church in the town of Winfield, in Marion county, Alabama.

Also—

H. 297. To require a majority of the legal electors and *bona fide* householders within the corporate limits of the town of Pinckard, in Dale county, necessary to a recommendation to obtain a license to sell any malt, spirituous, vinous, or other intoxicating liquors or drinks within the corporate limits of said town of Pinckard.

Also—

H. 348. To prohibit the sale, giving away, bartering or otherwise disposing of any spirituous, vinous or malt liquors or intoxicating drinks, bitters or beverages of any kind within the corporate limits of the town of Louisville, in the County of Barbour.

By Mr. Moody, from Finance and Taxation, favorably—

H. 65. To authorize the board of intendant and councilmen of the town of Oakman, in Walker county, to issue bonds of the said town for an amount not exceeding five thousand dollars, for the purpose of building, equipping or procuring suitable school buildings for the use of the residents of said town.

Also—

H. 83. To provide for the disposition of certain funds in the county treasury of Covington county.

Also, with an amendment—

H. 86. To make valid and chargeable against the fine and forfeiture fund of Crenshaw county, Alabama, certain witness script, or witness certificates, issued by the foremen of the grand juries of Crenshaw county, Alabama, and have said script or witness certificates paid by the treasurer of said county in the order of their registration.

Also, favorably—

H. 110. To authorize and empower the mayor and council of the town of Athens, Alabama, to issue and sell bonds of said town to an amount not exceeding six thousand dollars, falling due not more than thirty years from their date, bearing not exceeding six per cent. interest, payable semi-annually, for the purpose of paying and satisfying a mortgage upon the electric light plant owned and operated by said town, and of making improvements thereon and extensions thereof.

Also—

S. 180. For the relief of B. M. Long, R. A. O'Rear, J. R. Cole and B. B. Poston, of Walker county.

Also—

S. 182. To require the clerk of the circuit court of Butler county to perform the duties of clerk of the county court of said county, and fixing his fees for such services.

Also—

S. 188. To amend subdivision 32 of Section 21 and Section 24 of an act entitled "An act to establish a new charter for the City of Birmingham, Alabama," approved December 12th, 1890.

Also—

S. 195. To appropriate to the Alabama Industrial School for White Girls, four thousand, seven hundred and twenty-nine dollars, which has been appropriated once before.

Also—

S. 196. To amend Section 2038 of the Code of 1896.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has adopted the joint resolution herewith sent requesting the Governor to take steps to have the former reservation at Mt. Vernon reconveyed to the United States.

And the House has amended, by way of substitute, and, as amended, has adopted the joint resolution inviting President McKinley to visit Montgomery.

And the House concurred in the Senate amendment to the bill,

H. 22. To authorize Jackson county to build macadamized roads and bridges, and to issue bonds of the county to aid in the construction and building thereof.

And the House has passed the bill,

S. 61. To amend an act entitled "An act to further regulate the affairs of Dallas county."

And has adopted the resolution herewith sent, requesting the Senate to return to the House the engrossed copy of the House bill H. 75, heretofore erroneously sent to the Senate.

MASSEY WILSON,
Clerk.

HOUSE MESSAGE.

The foregoing House message was ordered to lie on the table for the present.

MESSAGE FROM THE HOUSE.

Mr. President:

I am directed by the House to invite the Senate into the hall of the House instantler, to hear Hon. W. J. Bryan address the General Assembly.

MASSEY WILSON,
Clerk.

RECESS.

On motion of Mr. Cunningham, Mr. Wiley presiding, the Senate took a recess until 12:30 o'clock p. m. to-day, and the members of the Senate repaired to the hall of the House, in accordance with the above invitation.

At the termination of the recess, the Senate was called to order, and resumed consideration of the regular order, which was

BILLS ON THIRD READING.

The bill,

H. 71. To amend Sections 3, 11, 16 and 17 of an act entitled "An act to establish a new charter for the town of Piedmont, Alabama," approved February 2, 1891, and to authorize the City of Piedmont to purchase, construct and operate water works and electric light plants and fixing a time for filing claims against said city,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moody, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Wiley, Windham—20.

The bill,

H. 400. To authorize an election in the counties of Morgan and Tuscaloosa to determine whether bonds in the sum of seventy-five thousand dollars

shall be issued by said counties for the purpose of building roads therein,

Was taken up.

On motion of Mr. Moody, the amendment reported by the committee, which strikes Tuscaloosa county out of the caption and body of the bill, was adopted.

The bill, as amended, was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Windham.
—20.

SPECIAL ORDER SET.

On motion of Mr. Meador, the bill,

S. 88. To fix the fees of sheriffs for feeding prisoners when the same are paid by the State,

Was made a continuing special order for Thursday, December 8th instant, immediately after S. 90 is disposed of.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Case, from the Committee on Enrolled Bills, reported as correctly enrolled the Senate bill,

S. 61. To amend an act entitled "An act to further regulate the affairs of Dallas county."

SIGNING SENATE BILL.

The President of the Senate, in the presence of the Senate, immediately after its title had been publicly read by the Secretary, signed the Senate bill 61, the title of which is set out in the above report by the Committee on Enrolled Bills.

ADJOURNMENT.

At 12:30 o'clock p. m., on motion of Mr. Matthews, the Senate adjourned until Monday morning at 10:30 o'clock.

SEVENTEENTH DAY.

Monday, December 5th, 1898.

The Senate met pursuant to adjournment.

Prayer by Rev. Mr. Davis, of the city.

Present:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—30.

The Journal of yesterday was read and approved.

HOUSE MESSAGES.

The House message received on yesterday was taken up.

The House joint resolution requesting the Governor to take steps to have the former reservation at Mt. Vernon reconveyed to the United States,

Was referred to the Committee on Rules.

The Senate acceded to the request of the House for the return to it of the engrossed copy of House bill No. 75, and it was ordered to be returned to the House.

Mr. Wiley moved that the Senate nonconcur in the House substitute for the Senate joint resolution inviting President McKinley to visit Montgomery.

The chair (Mr. Moody presiding) ruled that the motion was lost.

Mr. Wiley appealed from the decision of the chair.

The question being, shall the decision of the chair be the decision of the Senate?

The ruling of the chair was sustained. Yeas, 10; nays, 9.

Yeas:

Messrs. Brown, Grant, Horton, Jelks, McCain, Meador, Moore, Nunnellee, Sowell of Walker, Windham—10.

Nays:

Messrs. Brooks, Buchanan, Case, Deens of Covington, Hurst, Pulley, Rather, Thomason, Wiley—9.

The motion to nonconcur in House amendment was lost.

The question recurring on concurrence in the amendment, the Senate refused to concur in the House amendment. Yeas, 11; nays, 12.

Yeas:

Messrs. Brown, Grant, Horton, Jelks, McCain, Meador, Moody, Moore, Nunnellee, Sowell of Walker, Windham—11.

Nays:

Messrs. Brooks, Buchanan, Case, Deans of Shelby, Deens of Covington, Hurst, Matthews, Pulley, Rather, Stevens, Thomason, Wiley—12.

And on motion of Mr. Wiley, a committee of conference, consisting of three from the Senate and three from the House, was requested on the subject;

And the President announced as the committee on part of the Senate: Messrs. Wiley, Pulley and Meador.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Rather—

S. 213. To amend Section 1588 of the Code of Alabama of 1896, so far as the same relates to Lawrence county.

Privilege and Elections.

By Mr. McCain—

S. 214. To amend Sections 9, 10, 17, 25 and 26 of "An act to establish a new charter for the City of Talladega," approved December 9, 1896.

Judiciary.

By Mr. Brooks—

S. 215. To prohibit the sale of alcoholic, vinous or malt liquors in the County of Geneva, except in incorporated towns.

Temperance.

By Mr. Sowell of Limestone—

S. 216. To repeal so much of the act entitled "An act to prohibit the sale, giving away or otherwise disposing of any alcoholic, vinous or malt liquors or other intoxicating drinks or beverages, within three miles of Wesley's Chappel in Shoalford beat, also beats 5, 6 and 7, known respectively as Gilbertsboro, Wickham and Pleasant Grove, in West Limestone county," as applies to beats 5, 6 and 7.

Temperance.

By Mr. Rather—

S. 217. To amend an act entitled "An act to regulate the payment of claims against the fine and forfeiture fund of Morgan county, Alabama," approved February 15th, 1897.

Finance and Taxation.

By Mr. Moody—

S. 218. To forbid county officers from purchasing books and stationery without first obtaining consent of the court of county commissioners or board of public revenue.

Printing.

By Mr. Nunnellee —

S. 219. To confirm the incorporation of the Harmony Club, Selma, Alabama, and to enlarge the powers and capacities of said club.

Corporations.

RESOLUTION.

By leave, Mr. Horton offered the following resolution, which was referred to the Committee on Rules:

WHEREAS, A distinguished son of Alabama, who has received the encomium of his country and the applause of the world, Richmond Pearson Hobson, is to visit this city; and,

WHEREAS, In rendering homage to him we put a premium upon heroism and patriotism, and show forth our appreciation of his nobility of character; therefore, be it

Resolved by the Senate of Alabama, That a committee of three be appointed to meet Lieutenant Richmond Pearson Hobson upon his arrival in this city, and extend to him the welcome of this body and the privileges of the Senate chamber.

JOINT RESOLUTIONS.

By leave, Mr. Moore offered a joint resolution, which was referred to the Committee on Rules:

Resolved, That a joint committee of five be appointed, two on part of the Senate and three on part of the House, to arrange for a joint committee to visit the Girls' Industrial School at Montevallo.

By leave, Mr Moody offered the following joint resolution, which was also referred to the Committee on Rules:

WHEREAS, The Senate and House of Representatives have before them the consideration of resolutions providing for an invitation to the President of the United States to visit Alabama, and

WHEREAS, At the time said resolutions were introduced it was contemplated that the General Assembly would be in session at the time of such visit, to-wit, the 17th day of December, and

WHEREAS, The General Assembly has decided to adjourn for the Christmas recess on the 13th instant, and, therefore, will not be in session at the time of said contemplated visit; now, therefore, be it

Resolved by the Senate, the House concurring, That all of said resolutions are laid on the table.

REPORT OF COMMITTEE ON RULES.

Mr. Matthews, from the Committee on Rules, reported back the House joint resolution requesting the superintendent of education to furnish the General Assembly with a list showing number of teachers employed in the State, and the various grades thereof,

And asked its reference to the Committee on Education.

It was so referred.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Rather, from Commerce and Common Carriers, favorably—

H. 219. To refund amounts paid for the years 1897 and 1898, as vehicle or wagon tax under the provisions of Section 3 of "An act for the improvement of roads and bridges in Tuscaloosa county," approved February 18, 1897.

By Mr. Matthews, from Penitentiary, favorably—

H. 50. To amend Section 4457 (4457) of the Code of Alabama.

By Mr. Moore, from Corporations, favorably—

S. 181. To provide a charter for the town of Fayette, in Fayette county, Alabama, and to ratify and confirm the incorporation of said town.

Also—

S. 164. To incorporate the Dundee Congregational Church at Dundee in Geneva county.

Also—

S. 190. To authorize the mayor and council of the town of Edwardsville in Cleburne county to issue bonds of said town to the amount of twenty-five hundred dollars.

Also—

S. 207. To reduce the capital stock of the Tuscaloosa Coal, Iron and Land Company, a corporation.

Also—

S. 211. To incorporate the East Lake Water and Electric Company, and to confer upon said company certain corporate powers.

Also—

H. 27. To confer additional powers and authority on the Alabama State Land Company, a body corporate, existing under the laws of Alabama.

Also—

H. 61. To incorporate Oakman College, in the town of Oakman, in Walker county, Alabama.

Also—

H. 64. To amend Section 3 of an act approved February 18th, 1895, entitled "An act to charter the town of Oakman, in the County of Walker, State of Alabama.

Also—

H. 99. To incorporate the Ensley Steel and Pipe Company.

Also—

H. 105. To confirm, amend and enlarge the charter of the Birmingham Traction Company, a corporation created under the general incorporation laws.

Also—

H. 215. To incorporate the town of McFall in Talladega and Calhoun counties, Alabama, and to prescribe certain powers and to create a separate school district within certain limits.

Also—

H. 308. To confirm the incorporation of the town of New Decatur in the County of Morgan, and to enlarge and define the corporate powers of said town.

Also—

H. 363. To ratify the incorporation of the town of Falkville, Morgan county, Alabama, and to confer additional powers upon the same.

Also—

H. 103. To incorporate the Birmingham Tube and Steel Company.

By Mr. Meador, from Finance and Taxation, favorably—

H. 293. To establish, maintain and regulate a dispensary in the town of Clayton, county of Barbour, Alabama, for the sale of spirituous, vinous, malt liquors, cider and other intoxicants, and to establish and perpetuate a board of commissioners for the management of said dispensary and for other purposes.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 234. To provide for the relief of Richard Chitwood, by compensating him out of the county treasury of DeKalb county for the registration of electors in said county during the time the said Richard Chitwood has been county registrar of said county, and to provide for the compensation of county registrars of electors in said DeKalb county in the future.

H. 286. To regulate the fees and allowances for services in and about the administration and guardianship of estates, so far as the same relates to Dale county.

H. 298. To amend Section 1375 of the Code, so far as the same relates to Dale, Cullman and Coffee counties.

H. 300. For the relief of B. C. Pomeroy, late deputy sheriff of Lauderdale county, Alabama.

H. 210. To provide for the registration and lien of judgments for the payment of money in the courts of justice of the peace and notaries public with jurisdiction of justice of the peace in Pike and Covington counties.

And ordered without engrossment,

H. 392. To establish a board of commissioners of police for the City of Bessemer, Alabama, to provide for the appointment of such commissioners, to define

Was read a third time and passed. Yeas, 21; their powers and duties, and to regulate the police department of said city.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once, and referred to appropriate committees, as follows:

H. 234, to Finance and Taxation.

H. 286, 210, to Judiciary.

H. 298, to Revision of Laws.

H. 300, 392, to Local Legislation.

BILLS ON THIRD READING.

The bill,

H. 97. To repeal an act entitled "An act to protect certain birds in Jefferson county," approved February 18th, 1897,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. Brooks, Case, Deens of Covington, Grant, Horton, Hurst, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Wiley, Windham—20.

The bill,

H. 69. To repeal an act entitled "An act to better provide for keeping up the public roads of Baldwin county," approved February 4, 1897,

nays, 0.

Yeas:

Messrs. Brooks, Case, Deans of Shelby, Deens of Covington, Horton, Hurst, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Thompson, Wiley, Windham—21.

The bill,

S. 178. To repeal an act for the improvement of roads and bridges in Jackson county, approved December 9th, 1896,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. Brooks, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Horton, Hurst, Jelks, Lee, Matthews, McCain, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thompson, Wiley, Windham—21.

The bill,

S. 187. To amend Sections 3525 and 3532 of the Code of Alabama,

Was taken up.

Mr. Rather offered an amendment so as to make the provisions of the bill apply to Mobile county alone.

Adopted.

Mr. Lee moved to add Monroe, Baldwin, Escambia, Washington, Clarke and Choctaw counties to provisions of the bill.

Adopted.

The bill, as amended, was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. Brooks, Brown, Case, Deens of Covington, Grant, Horton, Hurst, Lee, Lyons, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—23.

The bill,

S. 171. To create a separate school district for the town of Pollard, Alabama, and to define its boundaries, and provide for the maintenance of public schools therein,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. Brooks, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hurst, Lee, Matthews, McCain, Moody, Moore, Pulley, Rather, Sowell

day.

of Walker, Stevens, Thomason, Thompson, Wiley, Windham—21.

The bill,

S. 169. To incorporate Lamar Training School in Walker county,

Was read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. Brooks, Brown, Buchanan, Case, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—24.

The bill,

S. 167. To regulate primary elections in the State of Alabama,—

Was, on motion of Mr. Brown, made a special order for Friday, December 9th inst., after reports of standing committees.

The bill,

H. 239. To establish, maintain and regulate a dispensary in the town of Dothan, Henry county, Alabama, for the sale of spirituous or vinous liquors, malt liquors, wines, ciders or other intoxicating liquors, and to establish and perpetuate a board of commissioners for the management of said dispensary and for other purposes,

Was taken up.

Mr. Meador offered an amendment, as follows:

By adding, *Provided*, That the said board of dispensers shall first take out and pay for the State and county licenses as required by law.

Which was adopted.

On motion of Mr. Meador, the bill was recommitted to the Judiciary Committee.

The bill,

H. 354. To establish a board of revenue for Butler county,

Was read a third time and passed. Yeas, 17; nays 8.

Yeas:

Yeas:

Messrs. Boykin, Grant, Jenkins, Lee, Lyons, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—17.

Nays:

Messrs. President, Broks, Buchanan, Case, Deans of Shelby, Deens of Covington, Horton, Hurst—8.

The bill,

S. 179. To regulate the fine and forfeiture fund of Clay county,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Buchanan, Case, Deens of Covington, Grant, Jenkins, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Wiley, Windham—20.

The bill,

S. 184. To amend Section 1922 of the Civil Code,

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Case, Deens of Covington, Grant, Horton, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Thompson, Wiley, Windham—23.

The bill,

S. 185. To provide a form for the writs of *fiery facias* issued on registered judgments,

Was read a third time and passed. Yeas, 23; nays, 0.

Messrs. President, Boykin, Brooks, Brown, Buchanan, Case, Deens of Covington, Grant, Horton, Jelks, Jenkins, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Wiley, Windham—23.

REPORT OF THE COMMITTEE ON RULES.

Mr. Matthews, from the Committee on Rules, reported favorably the resolution offered by Mr. Horton this morning, raising a committee to meet Lieutenant Richmond Pearson Hobson, on his arrival in this city, and extend to him invitation to visit the Senate chamber.

The report was concurred in, and the resolution was adopted.

And the President appointed as the committee, Messrs. Horton, Brown and Buchanan.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested:

H. 22. To authorize Jackson county to build macadamized roads and bridges and to issue bonds of the county to aid in the construction and building thereof.

H. 167. To authorize the mayor and councilmen of the town of Brewton to issue bonds of said town for an amount not exceeding fifty thousand dollars to pay for permanent improvements in said town.

H. 127. To require the road commissioners of Tallapoosa county to cause road overseers in said county to have loose stones removed from the roads of said county.

H. 25. To prevent hunting on land in Jefferson county without the written consent of the owner.

H. 84. To repeal an act to establish a system for working roads in Crenshaw county, and to authorize the commissioners' court of Crenshaw county to levy and collect a tax for working the public roads of said county, and to let out said roads by contract, approved February the 13th, 1897.

H. 71. To amend Sections 3, 11, 16 and 17 of an act entitled "An act to establish a new charter for the town of Piedmont, Alabama," approved February 2, 1891, and to authorize the City of Piedmont to pur-

chase, construct and operate water works and electric light plants, and fixing a time for filing claims against said city.

HOUSE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above House bills, the titles of which are set out in the foregoing House message.

RECESS.

At 1:05 o'clock p. m., on motion of Mr. Jelks, the Senate took a recess until 3:00 o'clock this afternoon.

AFTERNOON SESSION.

The Senate reconvened at 3:00 o'clock p. m. and was called to order by the President.

A quorum was peresent.

RESOLUTIONS.

By leave, the following resolutions were offered, and referred to the Committee on Rules:

By Mr. Boykin—

Resolved, That the committee clerks of the Senate be paid \$4.00 per day, instead of three, in a former resolution adopted by the Senate, to date from the day of the appointment of said clerks.

By Mr. Jenkins—

Resolved, That the doorkeeper be, and he is hereby, authorized and directed to purchase two thermometers, and that he be instructed to, as near as he can, keep the temperature of the Senate chamber at 70 to 75 degrees Fahrenheit, or as near as possible at a uniform temperature.

BILLS ON THIRD READING.

The bill,

H. 11. To provide for the registration and lien of judgments for the payment of money in the courts of justice of the peace in Dale, Coffee, Tallapoosa and Marengo counties,

Was taken up.

On motion of Mr. Grant, the Counties of Choctaw, Clarke and Washington were added to the bill.

On motion of Mr. Stevens, Tallapoosa county was added to the bill.

And, as amend, the bill was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Deens of Covington, Grant, Horton, Jelks, Jenkins, Lee, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Windham—20.

The bill,

H. 14. To provide for and regulate the selection and drawing and impanneling of grand and petit juries in Dallas county, Alabama,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Buchanan, Case, Deens of Covington, Horton, Jelks, Jenkins, Lee, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thompson, Windham—21.

The bill,

H. 85. To authorize and require the court of county commissioners of Crenshaw county to meet in special session within ten days after the approval of this act for the purpose of appointing road apportioners in Crenshaw county,

Was read a third time and passed. Yeas, 25; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—25.

The bill,

H. 126. To amend Section 1 of an act entitled "An act for the preservation of game animals and birds in Tallapoosa county," approved February 4th, 1897,

Was read a third time and passed. Yeas, 26; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—26.

The bill,

H. 110. To authorize and empower the mayor and council of the town of Athens, Alabama, to issue and sell bonds of said town to an amount not exceeding six thousand dollars, falling due not more than thirty years from their date, bearing not exceeding six per cent. interest, payable semi-annually, for the purpose of paying and satisfying a mortgage upon the electric light plant owned and operated by said town, and of making improvements thereon and extensions thereof,

Was read a third time and passed. Yeas, 25; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—25.

The bill,

H. 314. To prevent stock from running at large in

the Western Stock Law district of Wedowee beat, precinct No. six, Randolph county, Alabama, as the same was made and designated by the commissioners' court of Randolph county, Alabama, and spread upon the minutes of said court,

Was read a third time and passed. Yeas, 25; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thompson, Windham—25.

The bill,

H. 213. To amend an act to regulate the trials of misdemeanors in Sumter county, approved December 8, 1882,

Was, on motion of Mr. Windham, recommitted to the Judiciary Committee.

ADJOURNMENT.

At the hour of 4:00 o'clock p. m., on motion of Mr. Moore, the Senate adjourned until tomorrow morning at 10:30 o'clock.

EIGHTEENTH DAY.

Tuesday, December 6th, 1898.

The Senate met pursuant to adjournment.

Prayer by Rev. W. Y. Quisenberry, of the city.

Present—

Messrs. President, Boykin, Brooks, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington,

Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham.
—29.

JOURNAL.

On motion of Mr. Buchanan, the reading of the journal of yesterday was dispensed with, and it was approved.

PRIVILEGE.

Mr. Wiley arose in his place and requested the privilege of extending to the Senate the following invitations, which were read to the Senate and accepted, with the thanks of the Senate:

To the Senate of Alabama:

You are cordially invited to attend the Confederate reception given at the Elite Rooms by the Sophie Bibb Chapter of Daughters of the Confederacy, December the sixth and seventh, eighteen hundred and ninety-eight.

Richmond Pearson Hobson will lead the grand march to-night.

MRS. ALFRED BETHEA,
President.

MRS. E. M. TRIMBLE,
Secretary.

To the Senate and House of Representatives:

You are cordially invited to attend as a body and participate in the interesting exercises incident to unveiling the statues on the Confederate monument, at 12 o'clock m. December 7th inst.

MRS. M. D. BIBB,
President Ladies Memorial Association.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read, and referred to appropriate committees, as fol-

lows:

Mr. Lyons (by request)—

S. 220. To amend Section 5616 of the Code.

Revision of Laws.

By Mr. Wiley—

S. 221. To regulate the introduction of testimony in cases where the genuineness of signatures or writings is in dispute.

Judiciary.

By Mr. Nunnallee—

S. 222. To authorize the Southern Railway Company to discontinue the use of that part of its Railroad west of the town of York in Alabama in the direction of Lauderdale station in Mississippi.

Commerce and Common Carriers.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested thereto:

H. 69. To repeal an act entitled "An act to better provide for keeping up the public roads of Baldwin county," approved February 4, 1897.

H. 85. To authorize and require the court of county commissioners of Crenshaw county to meet in special session within ten days after the approval of this act, for the purpose of appointing road apportioners in Crenshaw county.

H. 97. To repeal an act entitled "An act to protect certain birds in Jefferson county," approved February 18th, 1897.

H. 110. To authorize and empower the mayor and council of the town of Athens, Alabama, to issue and sell bonds of said town to an amount not exceeding six thousand dollars, falling due not more than thirty years from their date, bearing not exceeding six per cent. interest payable semi-annually, for the purpose of paying and satisfying a mortgage upon the electric light plant owned and operated by said town, and of

making improvements thereon and extensions thereof.

H. 126. To amend Section 1 of an act entitled "An act for the preservation of game animals and birds in Tallapoosa county," approved February 4th, 1897.

H. 314. To prevent stock from running at large in the Western Stock Law district of Wedowee beat, precinct No. six, Randolph county, Alabama, as the same was made and designated by the commissioners' court of Randolph county, Alabama, and spread upon the minutes of said court.

H. 354. To establish a board of revenue for Butler county.

MASSEY WILSON,
Clerk.

HOUSE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read, signed the above House bills, the titles of which are set out in the foregoing House message.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Boykin, from Judiciary, favorably—

S. 199. To abolish the court of county commissioners of Coosa county.

Also—

S. 200. To establish a court of county revenues for Coosa county, and to define its duties and powers.

Also—

S. 208. To relieve Josie W. Hubbard, of Montgomery county, of the disabilities of non-age.

Also—

S. 212. To provide a uniform system for making final and complete record in the criminal cases by clerks of the circuit, city and criminal courts of this State, and for their compensation.

Also—

H. 6. To divide the county of Chilton into four commissioners districts, and to fix the term of office of the county commissioners of said county.

Also—

H. 41. To remove the disabilities of the chancellor for the southwestern chancery division of Alabama in cause No. 3740, pending in the thirteenth district of said chancery division.

Also—

H. 51. For the relief of I. Brickman of Montgomery county, for payment of liquor license in excess of amount required by law.

Also—

H. 378. To further regulate the practice and procedure of the circuit court of Clay county, Alabama.

Also—

H. 379. To establish a county court for the county of Clay.

By Mr. Sowell, from Local Legislation, favorably—

H. 285. To increase the fees of constables in beats 9, 2, 40, 41, 8 and 3 in Jefferson county, Alabama.

Also—

H. 300. For the relief of B. C. Pomeroy, late deputy sheriff of Lauderdale county, Alabama.

Also—

H. 304. For the preservation of quails, otherwise called partridges, in the County of Mobile.

Also—

H. 392. To establish a board of commissioners of police for the City of Bessemer, Alabama, to provide for the appointment of such commissioners, to define their powers and duties, and to regulate the police department of said city.

By Mr. Lyons, from Municipal and County Organizations, favorably—

S. 206. To authorize the mayor and general council of the City of Mobile to issue bonds for the purpose of paving or otherwise improving the streets of the City of Mobile.

By Mr. Sowell of Limestone, from Privileges and Elections, favorably—

S. 202. To amend Section sixteen, hundred and twenty-one of the Code of Alabama.

Also—

S. 213. To amend Section 1588 of the Code of Alabama, of 1896, so far as the same relates to Lawrence county.

Also—

H. 104. To repeal an act to declare F. M. Dansby, a liner between the Counties of Dallas and Perry, a citizen of Dallas county, approved February 19th, 1889.

Also—

H. 233. To relieve Lulu R. Hudson, a minor, of the disabilities of non-age.

Also—

H. 246. To relieve Lawton Boyd, a minor, residing in Macon county, Alabama, of the disabilities of non-age.

Also—

H. 220. To prohibit and to regulate the catching, killing, hunting, taking, selling or bartering game and fish in the County of Tuscaloosa, and to provide punishment therefor.

Also—

H. 228. To better provide for the payment of State witnesses in the County of Baldwin.

By Mr. Grant, from Temperance, favorably—

S. 215. To prohibit the sale of alcoholic, vinous or malt liquors in the County of Geneva, except in incorporated towns.

REPORT OF COMMITTEE OF CONFERENCE.

Mr. Boykin, from a committee of conference, submitted the following report:

Mr. President:

We, the undersigned, members of a conference committee on the part of the House and Senate to consider

the disagreement of the House to Senate amendments to House bill No. 98, a bill to be entitled "An act to provide the manner of selecting the police force in the City of Birmingham, and to provide for the efficient management of the police force of said city," beg leave to report and recommend that House bill No. 98 be amended so as to read as follows:

SECTION 1. *Be it enacted by the General Assembly of Alabama*, That at the next regular election for mayor and aldermen of the City of Birmingham, Alabama, there shall be elected a board of police commissioners for said city, consisting of seven (7) members, to be voted for and elected by the qualified voters of said city participating in said election.

The term of office of said commissioners shall be for four (4) years, and until their successors in office are elected and qualified. *Provided*, That at the first election to be held under the provisions of this act, four of the commissioners elected shall hold for the full term of four (4) years; three members so elected shall hold for a term of two (2) years. The four members receiving the highest number of votes at said election shall hold for the full term of four (4) years, the remaining three shall hold for two (2) years, and in the event of a tie vote between either of the members elected, they shall determine by lot who is to serve the long term.

SEC. 2. *Be it further enacted*, That at the regular election for mayor and board of aldermen to be held during the year 1901, three commissioners shall be elected to succeed the three short term commissioners. The three commissioners so elected shall serve for full term of four years and their successors shall be elected every four years thereafter. That the successors to the four commissioners elected at next regular election for mayor and aldermen, and who are under provisions of this act to serve four years, shall be elected at the regular elections for mayor and aldermen to be held in the year 1903, and every four years thereafter.

SEC. 3. *Be it further enacted*, That in the event of

any vacancy occurring in the said board of police commissioners, by death, resignation, or otherwise, the remaining members of the board shall elect a successor to fill the unexpired term: *Provided*, That in the event of a tie vote of the board in said election the mayor shall cast the deciding vote.

SEC. 4. *Be it further enacted*, That if any member of said police commission shall, during his term of office, become a candidate for any office or a candidate for nomination for any office, shall vacate his office of police commissioner: *Provided*, That he may be a candidate to succeed himself as a member of said police commission.

SEC. 5. *Be it further enacted*, That the term of the present police commissioners of said city shall continue until their successors have been elected at the next regular election for mayor and aldermen, as prescribed in the first section of this act, and have qualified by taking the oath of office as such commissioners, and no longer: *Provided, however*, That no officer of the police force nor any patrolman hereafter elected by the present board of police commissioners, or that may have been elected at the time of the approval of this act, shall be elected to serve beyond the term of the present police commission. That the terms of office of all such officers and patrolmen shall expire with the expiration of the terms of the present commissioners, as herein provided.

SEC. 6. *Be it further enacted*, That, after the approval of this act, the mayor and board of aldermen of said city shall elect wardens for the city jail, and said mayor and board of aldermen shall have full control and management of said jail.

SEC. 7. *Be it further enacted*, That after the approval of this act, the board of police commissioners of said city shall not have authority in any calendar month to expend for salaries of police officers and patrolmen a sum exceeding twenty-five hundred dollars, without the consent of the mayor and the board of aldermen of said city first had and obtained.

SEC. 8. *Be it further enacted*, That all laws and parts of laws in conflict with the provisions of this act be and the same are hereby repealed.

We, your committee, further recommend that Sections 1, 2, 3, 4 and 5 of House bill No. 98, above referred to, be amended by striking out all of said sections, and that the bill as amended by the Senate be amended by striking out all of said amendment.

Respectfully submitted,

R. M. CUNNINGHAM,
W. J. BOYKIN,
WM. D. JELKS,

Committee on part of Senate.

JNO. MCQUEEN,
G. B. BURKHALTER,
J. V. HUEY,

Committee on part of House.

The report was concurred in. Yeas, 26; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Case, Deens of Covington, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—26.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate amendment to the bill,

H. 400. To authorize an election in the counties of Morgan and Tuscaloosa to determine whether bonds in the sum of seventy-five thousand dollars shall be issued by said counties for the purpose of building roads therein.

And has adopted the House joint resolution here-

with sent relative to raising a joint committee to make provision for the reception of Lieutenant R. P. Hobson. Committee on part of the House, Messrs. Robinson, Kyle, Pettus, Brandon, Foster, Screws and Seymour.

And has adopted the House joint resolution herewith sent on the death of Hon. Henry R. Shorter.

And has adopted the House joint resolution herewith sent asking our Representatives in Congress to secure passage of an act donating the public lands to the State for the use of the public schools.

And has originated and passed the following bills:

H. 317. To authorize the mayor and aldermen of the City of Florence to issue bonds of said city to an amount not exceeding one hundred thousand dollars for the purpose of paying the floating debt of said city; for taking up, canceling and retiring the present outstanding bonds of said city; to erect school houses in said city, and for the purchase of a cemetery or burial ground and for other public city purposes.

H. 525. To grant a new charter for the town of Guin, in the County of Marion, and State of Alabama.

H. 524. To grant a new charter for the town of Hamilton, in the County of Marion, and State of Alabama.

And has reconsidered and amended, as therein shown, and, as amended, has passed,

H. 75. To prevent stock from running at large in precincts Nos. 6, 7, 8, 9, 10, 11, 12 and 15, in Cleburne county, and all of precincts Nos. 8 and 9, and that part of precinct 12 north of the City of Greenville, the Greenville and Pineapple road and the old Montezuma road, in Butler county, Alabama, and in Sections 5, 6 and 7, Township 18, Range 9, and Sections 1, 2 and 12, Township 18, Range 8, making one hundred yards the line west and northwest of the public road, known as the Oxford and Shinbone road, running through Section 6, Township 18, Range 9, and

Sections 1 and 2, in Township 18, Range 8, in Clay county, Alabama.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 317, to Finance and Taxation.

H. 528, 524, to Municipal and County Organizations.

H. 75, to Judiciary.

The Senate concurred in the House joint resolution relative to raising a joint committee to make provision for the reception of Lieutenant R. P. Hobson, by an unanimous rising vote;

And the President announced as the committee on the part of the Senate: Messrs. Horton, Brown, Jelks, Wiley and Buchanan.

The House joint resolution, asking our Representatives in Congress to secure passage of an act donating the public lands to the State for the use of the public schools,

Was referred to Committee on Rules.

The House joint resolutions on the death of Hon. Henry R. Shorter were concurred in, and ordered to be spread on the Journal, as follows:

WHEREAS, In the death of the Hon. Henry R. Shorter, the State has lost one of its truest and most patriotic citizens; and,

WHEREAS, Col. Henry Russell Shorter was a gentleman whose life and character was admirable at all times and in all things, and gifted by nature with a strong analytical mind, of a noble and generous disposition, of great energy and activity, he was ever vigilant and earnest in the discharge of every duty he owed his county, his State, his family and friends. The personal character of Col. Shorter was affluent in all those qualities which make up a good man, he

was devoted to principle, was of a kind and courteous temper, had courage unquestioned, and honor unstained; and,

WHEREAS, In all the close and tender relations of private life which bound him to his family, his friends, his kindred and his servants, he was all that affection could claim, friendship could ask, or humanity and kindness enjoin; and with his kindness of heart, devotion to duty and generous sympathy co-equal with his great powers, he bound to him all who knew him in ardent attachment; and,

WHEREAS, In honoring the memory of this noble dead, the State but honors itself, and pays just tribute to loyalty and patriotism; therefore, be it

Resolved, by the General Assembly of Alabama, That in the death of Hon. Henry R. Shorter, the State has been deprived of one of its most valuable citizens, and society of one of its chief ornaments, and that we will miss his wisdom and valuable counsel; and,

Be it further resolved, That the General Assembly of Alabama tender to the family of the deceased sincere condolence and sympathy in their great bereavement, and that a copy of these resolutions be spread upon the journals of each house, and a copy be transmitted to the family of the deceased.

BILLS ON THIRD READING.

The bill,

S. 29. To amend Section 3441 of the Code of Alabama of 1896,

Was taken up.

The amendment reported by the committee was adopted.

The bill, as amended, was read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Buchanan, Case, Deens of Covington, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee,

Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham.
—24.

The bill,

S. 191. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous and malt liquors or intoxicating bitters or beverages, within six miles of Dothan High School, except within the corporate limits of the town of Dothan, in Henry county, Alabama,

Was read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Case, Deens of Covington, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Windham—24.

The bill,

S. 193. To provide for publication of treasurer's report of Barbour county,

Was read a third time and passed. Yeas, 27; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—27.

The bill,

S. 194. To provide for the publication of the financial proceedings of the board of revenues of Barbour county,

Was read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Case, Denas of Shelby, Deens of Covington, Grant, Jelks, Lee, Lyons, Matthews, McCain, Meador,

Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—24.

The bill,

H. 115. To require the court of county commissioners of Madison county, Alabama, to publish semi-annually a statement of the financial condition of the county,

Was read a third time and passed. Yeas, 26; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Case, Deans of Shelby; Deens of Covington, Grant, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—26.

The bill,

H. 88. For the relief of Read Fertilizer Company, of Charleston, S. C.,

Was taken up.

And, on motion of Mr. Windham, was recommitted to the Committee on Privileges and Elections.

The bill,

H. 138. To provide a separate poor-house and separate accommodations for white and colored paupers in the County of Washington,

Was read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deens of Covington, Grant, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham.—24.

The bill,

H. 407. To provide for the more efficient working of the public roads in Wilcox county, and for the ap-

pointment of road supervisors in the several precincts therein,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs President, Boykin, Brooks, Brown, Buchanan, Case, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—22.

The bill,

S. 205. To prohibit hunting on the lands of another without the written consent of the owner, or the person in charge, north of the line between Townships 4 and 5, in Lawrence county, Alabama,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Buchanan, Case, Deens of Covington, Grant, Hurst, Jenkins, Lee, Matthews, McCain, Moore, Nunnellee, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—20.

The bill,

H. 63. To incorporate the Jasper Baptist Church, of Jasper, in Walker county, Alabama,

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Horton, Hurst, Jenkins, Lee, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson—23.

The bill,

H. 111. To allow stock to run at large in Beat 12, Lee county, at certain seasons of the year,

Was read a third time and passed. Yeas, 25; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham.—25.

The bill,

H. 172. To prohibit the sale of vinous, spirituous, or malt liquors, intoxicating ciders, bitters or beverages within a radius of three miles of Big Creek Church in Geneva county,

Was read a third time and passed. Yeas, 25; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—25.

The bill,

H. 251. To prohibit the sale or other disposition of alcoholic, spirituous, vinous or malt liquors, or intoxicating bitters, or beverages, within five miles of the Methodist Church in the town of Winfield, in Marion county, Alabama,

Was read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—24.

The bill,

H. 297. To require a majority of the legal electors and *bona fide* householders within the corporate limits of the town of Pinckard, in Dale county, necessary

to a recommendation to obtain a license to sell any malt, spirituous, vinous, or other intoxicating liquors or drinks, within the corporate limits of said town of Pinckard,

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Horton, Hurst, Jenkins, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham.—23.

The bill,

H. 348. To prohibit the sale, giving away, bartering, or otherwise disposing of any spirituous, vinous or malt liquors or intoxicating drinks, bitters, or beverages of any kind within the corporate limits of the town of Louisville, in the County of Barbour,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Deens of Covington, Horton, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—20.

The bill,

H. 65. To authorize the board of intendant and councilmen of the town of Oakman, in Walker county, to issue bonds of the said town for an amount not exceeding five thousand dollars for the purpose of building, equipping or procuring suitable school buildings for the use of the residents of said town,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Hurst, Jelks, Lyons, Matthews, McCain, Meador, Moore,

Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham.—22.

The bill,

H. 144. To compel public ginners to enclose their gins on the public highways and towns in Choctaw and Lawrence counties,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Case, Deens of Covington, Horton, Hurst, Jelks, Matthews, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—22.

The bill,

H. 83. To provide for the disposition of certain funds in the county treasury of Covington county,

Was taken up.

Mr. Deens, of Covington, offered an amendment, which was adopted.

The bill, as amended, was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deens of Covington, Grant, Horton, Hurst, Jenkins, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—23.

The bill,

H. 139. To make the willful and malicious poisoning of certain animals a felony,

Was taken up.

The amendments reported by the committee were adopted.

The bill, as amended, was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Case, Deens of Covington, Grant, Horton,

Jelks, Jenkins, Lee, Matthews, McCain, Meador, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—23.

The bill,

H. 86. To make valid and chargeable against the fine and forfeiture fund of Crenshaw county, Alabama, certain witness script or witness certificates issued by the foremen of the grand juries of Crenshaw county, Alabama, and have said script or witness certificates paid by the treasurer of said county in the order of their registration,

Was taken up.

The amendment reported by the committee in the way of a proviso, at end of the bill, was adopted.

The bill, as amended, was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Case, Deens of Covington, Grant, Horton, Jelks, Lyons, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thompson—21.

The bill,

S. 180. For the relief of B. M. Long, R. A. O'Rear, J. R. Cole and B. B. Poston, of Walker county,

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Horton, Hurst, Lee, Matthews, McCain, Meador, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—23.

The bill,

S. 182. To require the clerk of the circuit court of Butler county to perform the duties of clerk of the county court of said county, and fixing his fees for such services,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens—20.

The bill,

S. 188. To amend subdivision 32 of Section 21 and Section 24 of an act entitled "An act to establish a new charter for the City of Birmingham, Alabama," approved December 12th, 1890,

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Brown, Case, Deens of Covington, Horton, Hurst, Lee, Matthews, McCain, Meador, Nunnellee, Pulley, Rather, Sowell of Walker, Thomason—17.

The bill,

S. 195. To appropriate to the Alabama Industrial School for White Girls, four thousand, seven hundred and twenty-nine dollars, which has been appropriated once before,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Buchanan, Case, Deens of Covington, Grant, Horton, Lee, Matthews, Meador, Moody, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason—19.

The bill,

S. 196. To amend Section 2038 of the Code of 1896,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Buchanan, Case, Deens of Covington, Grant, Horton, Jelks, Jenkins, Lyons, Matthews, McCain, Meador, Moody,

Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Wiley—21.

The bill,

H. 219. To refund amounts paid for the years 1897 and 1898, as vehicle or wagon tax under the provisions of Section 3 of "An act for the improvement of roads and bridges in Tuscaloosa county," approved February 18, 1897,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Deens of Covington, Jelks, Jenkins, Lyons, Matthews, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley.—20.

The bill,

H. 50. To amend Section 4457 (4457) of the Code of Alabama,

Was read a third time and passed. Yeas, 18; nays, 4.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Grant, Horton, Jenkins, Lee, Lyons, McCain, Moody, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Wiley—18.

Nays:

Messrs. Deens of Covington, Hurst, Matthews, Pulley—4.

The bill,

S. 181. To provide a charter for the town of Fayette, in Fayette county, Alabama, and to ratify and confirm the incorporation of said town,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Deens of Covington, Grant, Horton, Lee, Matthews, Meador, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thompson, Wiley—18.

MESSAGE FROM THE HOUSE.

Mr. President:

The House insists on its amendment to the Senate joint resolution inviting President McKinley to visit Montgomery, and accedes to the request of the Senate for a conference committee.

Committee on part of House: Messrs. Brandon, Robinson and Harwood.

MASSEY WILSON,
Clerk.

REPORT OF COMMITTEE OF CONFERENCE.

Mr. Moore, from a committee of conference, submitted the following report:

Mr. President:

Your Committee on Conference, to fix the time of the adjournment of the two houses for the Christmas holidays, beg leave to report: We recommend that the General Assembly do adjourn on December 17th, 1898, and reconvene on January 24th, 1899.

J. G. MOORE,
W. D. WINDHAM,
Committee on part of Senate.

O. KYLE,
W. W. BRANDON,
EDWD. M. ROBINSON,
Committee on part of House.

Mr. Meador moved to non-concur in the report, and that the report be recommitted to the committee.

On motion of Mr. Wiley, the motion was laid on the table.

Yeas, 20; nays, 10.

Yeas:

Messrs. Brooks, Buchanan, Case, Deans of Shelby, Deens of Covington, Jenkins, Lee, Matthews, McCain,

Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—20.

Nays:

Messrs. President, Boykin, Brown, Grant, Horton, Hurst, Jelks, Lyons, Meador, Moody—10.

And the report of the committee was concurred in.

ADJOURNMENT.

At the hour of 1:20 o'clock p. m., on motion of Mr. Lee, the Senate adjourned until to-morrow morning at 10:30 o'clock.

NINETEENTH DAY.

Wednesday, December 7th, 1898.

The Senate met pursuant to adjournment.

Prayer by Rev. W. J. Elliott, of the city.

Present:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—31.

JOURNAL.

On motion of Mr. Wiley, the reading of the Journal of yesterday was dispensed with, and it was approved.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Deans, of Shelby, by request—

S. 223. To authorize the court of county commissioners of Elmore to settle or compromise the claim of the County of Elmore, under the will and testament of H. B. Tulane, deceased, late of Elmore county.

Finance and Taxation.

Also—

S. 224. To provide for the payment of certain fees to the sheriff of Elmore county.

Judiciary.

By Mr. Nunnellee—

S. 225. To confirm and amend the incorporation of Central City Building and Loan Association of Selma, Alabama, and to give it additional powers and privileges.

Corporations.

By Mr. Sowell, of Walker—

S. J. R. 226. Joint memorial of the General Assembly of Alabama to the Congress of the United States, asking the appropriation of sufficient money to complete the improvement of the Warrior river, etc.

Rules.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time as follows:

By Mr. Boykin, from Judiciary, favorably—

S. 67. To make conveyances or certified copies thereof, whether absolute or on condition, which have heretofore been acknowledged or proven according to law, self-proving, if already recorded, or if recorded within twelve months.

Also—

S. 214. To amend Sections 9, 10, 17, 25 and 26 of

an act to establish a new charter for the City of Talladega, approved December 9, 1896.

Also—

H. 210. To provide for the registration and lien of judgments for the payment of money in the courts of justice of the peace and notaries public with jurisdiction of justice of the peace in Pike and Covington counties.

Also—

H. 286. To regulate the fees and allowances for services in and about the administration and guardianship of estate so far as the same relates to Dale county.

By Mr. Brown, from Revision of Laws, favorably—

S. 160. To amend Section 2774 of the Code of 1896.

By Mr. Wiley, from Corporations, favorably—

S. 219. To confirm the incorporation of the Harmony Club, Selma, Alabama, and to enlarge the powers and capacities of said club.

By Mr. Matthews, from Finance and Taxation, favorably—

S. 217. To amend an act entitled "An act to regulate the payment of claims against the fine and forfeiture fund of Morgan county, Alabama," approved February 15th, 1897.

By Mr. Boykin, from Judiciary, favorably, with amendment—

H. 239. To establish, maintain and regulate a dispensary in the town of Dothan, Henry county, Alabama, for the sale of spirituous or vinous liquors, malt liquors, wines, ciders, or other intoxicating liquors, and to establish and perpetuate a board of commissioners for the management of said dispensary and for other purposes.

By Mr. Jenkins, from Education, favorably—

H. 225. To establish the Vinemont school district, in Cullman county, Alabama.

By Mr. Matthews, from Finance and Taxation, favorably—

H. 317. To authorize the mayor and aldermen of

the City of Florence to issue bonds of said city to an amount not exceeding one hundred thousand dollars for the purpose of paying the floating debt of said city, for taking up, cancelling and retiring the present outstanding bonds of said city, to erect school houses in said city, and for the purchase of a cemetery or burial ground, and for other public city purposes.

By Mr. Lyons, from Municipal and County Organizations, favorably—

H. 309. To authorize the mayor and councilmen of Troy to issue bonds of said city not exceeding twenty-three thousand dollars, for the purpose of refunding the bonds now outstanding issued by said mayor and councilmen of Troy under an act approved February 14th, 1895, entitled "An act to authorize the mayor and councilmen of Troy, Ala., to issue bonds of said city for an amount not exceeding twenty thousand dollars for the purpose of purchasing land, and erecting and equipping school buildings thereon, and for the improvement of the electric light plant and water works system of the City of Troy, Alabama."

Also—

H. 310. To authorize the mayor and councilmen of Troy to issue bonds of said city not exceeding fifty-five thousand dollars, for the purpose of refunding the bonds issued by said mayor and councilmen of Troy, under an act of the General Assembly of Alabama, approved February 18, 1891, entitled "An act to authorize the mayor and councilmen of Troy, in Pike county, to erect and maintain, or otherwise provide a system of water works for said City of Troy, and issue bonds in payment thereof in an amount not exceeding fifty thousand dollars."

Also—

H. 311. To authorize the mayor and councilmen of Troy to issue bonds of said city for an amount not exceeding thirty-five thousand dollars for the purpose of refunding the bonds issued by said mayor and councilmen of Troy by virtue of an act entitled "An

act to authorize the mayor and councilmen of Troy to issue bonds of said city for an amount not exceeding thirty thousand dollars, for the purpose of making and improving streets, establishing sewerage for said city and paying whatever outstanding floating (not bonded) indebtedness said city may have at the passage of this act."

Also—

H. 312. To authorize the mayor and councilmen of Troy to issue bonds of said city, not exceeding twenty-five thousand dollars, for the purpose of refunding the bonds issued by said mayor and councilmen of Troy by virtue of an act of the General Assembly of Alabama, approved February 18, 1891, entitled "An act to authorize the mayor and councilmen of Troy to erect and maintain a system of electric lights and issue bonds in payment thereof in an amount not exceeding twenty thousand dollars."

By Mr. Lyons, from Finance and Taxation—

S. 10. To authorize and empower the Selma Cotton Mill Company to issue and sell its first mortgage bonds in an amount not exceeding its paid up capital stock, and to secure the same by a first mortgage on its property, real and personal, and its franchises, by the consent of the holders of the larger part in value of its capital stock, expressed by vote at a meeting of the stockholders called for that purpose.

By Mr. Rather, from Commerce and Common Carriers, favorably—

S. 222. To authorize the Southern Railway Company to discontinue the use of that part of its railroad west of the town of York, in Alabama, in the direction of Lauderdale Station, in Mississippi.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has adopted the joint resolution herewith sent to tender thanks to General Wheeler.

And the House has concurred in the report of the Committee of Conference on the disagreement of the

two houses relative to the report of the joint committee on adjournment for the recess.

And the House has concurred in the report of the conference committee on the disagreement of the two houses on the Senate amendment to the bill,

H. 98. To provide the manner of selecting the police force in the City of Birmingham, and to provide for the efficient management of the police force of said city.

And the House has concurred in the Senate amendment to the bill,

H. 11. To provide for the registration and lien of judgments for the payment of money in the courts of justice of the peace of Dale, Coffee, Tallapoosa and Marengo counties.

And the House has passed the following Senate bills:

S. 89. To amend Section 1 of an act to amend certain sections of the charter of Oxford, and to give said town of Oxford power to issue bonds, approved February 18th, 1891.

S. 66. To amend Sections 1, 6, 10 and 20 of an act entitled "An act to establish a county court for the County of Cleburne," approved February 16th, 1897, and to add Section 32½ thereto.

S. 77. To remove the disabilities of non-age of Drury Long, a minor under eighteen years of age.

S. 104. To repeal an act to extend to the fire companies in the City of Montgomery the benefit of the provisions of "An act to raise a fund for the benefit of the fire companies in the City of Mobile," approved March 1, 1870, approved February 26, 1872; and to repeal an act to declare the meaning of "An act to extend to the fire companies in the City of Montgomery the benefit of the provisions of an act to raise a fund for the benefit of the fire companies in the City of Mobile," approved February 26, 1872, approved February 28, 1873.

And the House has originated and passed the following bills:

H. 173. To amend Section 278 of the Code of Alabama.

H. 235. To amend Section 3611 of the Code.

H. 340. To better provide for the working of the public roads of St. Clair, Cherokee, Franklin and Shelby counties.

H. 2. To provide for the registration and lien of judgments for the payment of money in the courts of justices of the peace in the counties of Baldwin, Coosa, Talladega and Henry.

H. 140. To amend Section 4306 of the Code, so as to exclude the County of Marengo.

H. 149. To repeal a part of Section 2038 of the Code of Alabama, so far as the same applies to Bullock county.

H. 160. To compel the repairing of the public roads in Coosa county by persons and corporations injuring the same, and to establish a penalty for their failure to do so.

H. 185. To repeal Section 1017 and Section 1018 of the Revised Code of 1896, in so far as the same relates to Jefferson county.

H. 232. To make valid and chargeable against the fine and forfeiture fund of Coosa county, Alabama, certain witness script or witness certificates issued by the foreman of the grand juries of Coosa county, Alabama, and have said script or witness certificates paid by the treasurer of said county in the order of their registration.

H. 318. To establish a separate school district, to be known as the Collins Chapel school district, in Chilton county, Alabama.

H. 294. To amend Sections 7 and 8 of an act entitled "An act to amend a charter for the town of Louisville, in Barbour county," approved February 20, 1889.

H. 369. To amend an act entitled "An act to promote and secure the erection of cotton mills and factories in the State of Alabama," approved February 13, 1897, so as to include starch mills and factories,

or any other mills or factories of every nature, kind and description.

H. 413. To relieve James Wiley Thomasson, of Bullock county, Alabama, a minor eighteen years of age, of the disabilities of non-age.

H. 460. To appropriate the sum of two hundred and fifty dollars annually for two years to aid the Alabama Historical Society in the publication of its transactions and papers.

H. 459. To provide for the appointment of an Alabama history commission, to regulate the power and duties thereof and to provide for the publication of its report.

H. 13. To prevent the selling or giving away, within the County of Dallas, and outside the City of Selma, any vinous, spirituous or malt liquors, or intoxicating drinks, bitters or beverages, except for sacramental purposes, or by persons at their private residences, using the same for their own families and for guests.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 173, 235, 140, 149, 185, 294, to Revision of Laws.

H. 340, 160, to Commerce and Common Carriers.

H. 2, 369, 460, 459, to Finance and Taxation.

H. 232, to Penitentiary.

H. 318, to Education.

H. 413, to Privileges and Elections.

H. 13, to Temperance.

The House joint resolution, tendering thanks to General Wheeler, was concurred in.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason, from the Committee on Enrolled bills, reports the following bills correctly enrolled:

S. 104. To repeal an act to extend to the fire companies in the City of Montgomery the benefit of the provisions of an act to raise a fund for the benefit of the fire companies in the City of Mobile, approved March 1, 1870, approved February 26, 1872; and to repeal an act to declare the meaning of an act to extend to the fire companies in the City of Montgomery the benefit of the provisions of an act to raise a fund for the benefit of the fire companies in the City of Mobile, approved February 26, 1872, approved February 28, 1873.

S. 66. To amend Sections 1, 6, 9, 10 and 20 of an act entitled "An act to establish a county court for the County of Cleburne," approved February 16th, 1897, and to add Section 32 1-2 thereto.

S. 89. To amend Section 1 of an act to amend certain sections of the charter of Oxford, and to give said town of Oxford power to issue bonds, approved February 18th, 1891.

S. 77 To remove the disabilities of non-age of Drury Long, a minor under eighteen years of age.

SENATE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above Senate bills, the titles of which are set out in the foregoing report of the Committee on Enrolled Bills.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested thereto:

H. 14. To provide for and regulate the selection

and drawing and impanneling of grand and petit juries in Dallas county, Alabama.

H. 50. To amend Section 4457 (4457) of the Code of Alabama.

H. 63. To incorporate the Jasper Baptist Church, of Jasper, in Walker county, Alabama.

H. 65. To authorize the board of intendant and councilmen of the town of Oakman, in Walker county, to issue bonds of the said town for an amount not exceeding five thousand dollars for the purpose of building, equipping or procuring suitable school buildings for the use of the residents of said town.

H. 111. To allow stock to run at large in beat 12, Lee county, at certain seasons of the year.

H. 115. To require the court of county commissioners of Madison county, Alabama, to publish semi-annually a statement of the financial condition of the county.

H. 138. To provide a separate poor-house and separate accommodations for white and colored paupers in the County of Washington.

H. 144. To compel public ginners to enclose their gins on the public highways and towns in Choctaw and Lawrence counties.

H. 172. To prohibit the sale of vinous, spirituous, or malt liquors, intoxicating ciders, bitters or beverages within a radius of three miles of Big Creek Church in Geneva county.

H. 219. To refund amounts paid for the years 1897 and 1898, as vehicle or wagon tax under the provisions of Section 3 of an "Act for the improvement of roads and bridges in Tuscaloosa county," approved February 18, 1897.

H. 251. To prohibit the sale or other disposition of alcoholic, spirituous, vinous or malt liquors, or intoxicating bitters or beverages, within five miles of the Methodist Church in the town of Winfield, in Marion county, Alabama.

H. 297. To require a majority of the legal electors and bona fide householders within the corporate limits of the town of Pinckard, in Dale county, necessary to

a recommendation to obtain a license to sell any malt, spirituous, vinous, or other intoxicating liquors or drinks, within the corporate limits of said town of Pinckard.

H. 348. To prohibit the sale, giving away, bartering, or otherwise disposing of any spirituous, vinous or malt liquors or intoxicating drinks, bitters, or beverages of any kind within the corporate limits of the town of Louisville, in the County of Barbour.

H. 400. To authorize an election in the County of Morgan to determine whether bonds in the sum of seventy-five thousand dollars shall be issued by said county for the purpose of building roads therein.

MASSEY WILSON,
Clerk.

HOUSE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above House bills, the titles of which are set out in the foregoing House message.

BILLS ON THIRD READING.

The bill,

H. 293. To establish, maintain and regulate a dispensary in the town of Clayton, County of Barbour, Alabama, for the sale of spirituous, vinous, malt liquors, cider, and other intoxicants, and to establish and perpetuate a board of commissioners for the management of said dispensary, and for other purposes,

Was read a third time and passed. Yeas, 20; nays, 1.

Yeas:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Case, Deans of Shelby, Grant, Horton, Jelks, Lee, Lyons, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Thomason, Windham—20.

Mr. Sowell of Walker voted "No"—1.

The bill,

H. 378. To further regulate the practice and procedure of the circuit court of Clay county, Alabama,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Case, Deens of Covington, Grant, Horton, Lee, Lyons, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Thomason, Thompson, Wiley, Windham—21.

The bill

H. 379. To establish a county court for the County of Clay,

Was read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Boykin, Buchanan, Caffee, Case, Deens of Covington, Grant, Horton, Hurst, Jelks, Lee, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham.—24.

The bill,

H. 246. To relieve Lawton Boyd, a minor, residing in Macon county, Alabama, of the disabilities of non-age,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Buchanan, Case, Deens of Covington, Grant, Horton, Jelks, Lee, Matthews, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Thompson, Wiley, Windham—21.

The bill,

H. 392. To establish a board of commissioners of police for the City of Bessemer, Alabama, to provide for the appointment of such commissioners, to define

their powers and duties, and to regulate the police department of said city,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Brown, Case, Deens of Covington, Grant, Horton, Jelks, Lee, Matthews, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—21.

The bill,

H. 233. To relieve Lulu R. Hudson, a minor, of the disabilities of non-age,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Buchanan, Case, Deens of Covington, Grant, Lee, Lyons, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Wiley, Windham—20.

The bill,

S. 207. To reduce the capital stock of the Tuscaloosa Coal, Iron and Land Company, a corporation,

Was read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Case, Deens of Covington, Grant, Horton, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—24.

The bill,

S. 164. To incorporate the Dundee Congregational Church, at Dundee, in Geneva county,

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Buchanan, Case, Grant, Horton, Jelks, Lee, Lyons, Matthews,

McCain, Moody, Moore, Nunnellee, Rather, Sowell of Walker—17.

The bill,

S. 190. To authorize the mayor and council of the town of Edwardsville, in Cleburne county, to issue bonds of said town to the amount of twenty-five hundred dollars,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Horton, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, —20.

The bill,

S. 211. To incorporate the East Lake Water and Electric Company, and to confer upon said company certain corporate power,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Horton, Jelks, Jenkins, Matthews, McCain, Moore, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason. 18.

The bill,

H. 27. To confer additional powers and authority on the Alabama State Land Company, a body corporate, existing under the laws of Alabama,

Was read a third time and passed. Yeas, 17; nays, 1.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Deens of Covington, Grant, Jelks, Jenkins, Lee, Matthews, Moore, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason—17.

Nays:

Mr. Boykin—1.

ADJOURNMENT.

At 11:45 o'clock a. m., on motion of Mr. Stevens, the Senate adjourned until to-morrow morning at 10:30 o'clock.

TWENTIETH DAY.

Thursday, December 8th, 1898.

The Senate met pursuant to adjournment.

Prayer by Rev. H. W. Provence, of the city.

Present:

Messrs. President, Brooks, Brown, Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—28.

JOURNAL.

On motion of Mr. Rather, the reading of the Journal of yesterday was dispensed with, and it was approved.

LEAVES OF ABSENCE.

Leave of absence was granted to Mr. Boykin for to-day, and to Messrs. Brown and McCain for to-day on account of sickness.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Rather—

S. 227. To amend Section 3755 (72) of the Code of Alabama of 1896.

Judiciary.

By Mr. McCain (by request)—

S. 228. To amend Sections 1, 2 and 4 of an act entitled "An act to amend Sections 1 and 2 of an act entitled 'An act to amend Sections 1, 2 and 11 of an act entitled "An act to regulate the practice of pharmacy and sale of poisons in towns and cities of more than five hundred inhabitants in the State of Alabama," approved February 18, 1897."

Public Health.

By Mr. Grant—

S. 229. To establish a board of revenue for Choctaw county.

Local Legislation.

Also—

S. 230. To abolish the court of county commissioners of Choctaw county.

Local Legislation.

By Mr. Matthews—

S. 231. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters or beverages within three miles of the M. E. Church, South, in the town of Phil Campbell, Franklin county.

Temperance.

By Mr. Moody—

S. 232. To constitute the town of North Port and certain contiguous territory a separate school district, and to provide for the maintenance and management of the public schools in said school district.

Education.

MESSAGE FROM THE GOVERNOR.

December 8th, 1898.

Mr. President:

I am directed by the Governor to inform you, for the benefit of the Senate, that he has approved,

S. B. 61, 77, 104, 89.

H. B. 22, 71, 167, 127, 25, 84, 69, 314, 126, 110, 97,

85, 354, 400, 348, 297, 251, 219, 172, 144, 138, 115, 111,
50, 63.

Very respectfully,

CHAPPELL CORY,
Private Secretary.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate amendment to the following House bills:

H. 83. To provide for the disposition of certain funds in the county treasury of Covington county.

H. 86. To make valid and chargeable against the fine and forfeiture fund of Crenshaw county, Alabama, certain witness script or witness certificates issued by the foreman of the grand juries of Crenshaw county, Alabama, and have said script and witness certificates paid by the treasurer of said county in the order of their registration.

And the House non-concurred in the Senate amendment to the House bill,

H. 139. To make the willful and malicious poisoning of certain animals a felony,

And requests a committee of conference on the disagreement of the two houses thereon.

Committee on part of the House: Messrs. Godbold, Dameron and Moody.

And the House has adopted the House joint resolution herewith sent requesting our Representatives in Congress to use their efforts to secure the passage of the bill for the Federal Congress to open the rivers of the State.

And the House has amended, as therein shown, and as amended has passed the bill:

S. 23. To fix the amount of the official bond of the register in chancery of Clarke and Cullman counties.

MASSEY WILSON,
Clerk.

HOUSE MESSAGE.

The House joint resolution requesting our Representatives in Congress to use their efforts to secure the passage of a bill for the Federal Congress to open the rivers of the State,

Was referred to the Committee on Rules.

The Senate concurred in the House amendment to the bill,

S. 23. To fix the amount of the official bond of the register in chancery of Clarke and Cullman counties.

Yeas, 24; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Hurst, Jenkins, Lyons, Matthews, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—24.

And the Senate insisted on its amendment to the House bill,

H. 139. To make the willful and malicious poisoning of certain animals a felony,

And acceded to the request of the House for a committee of conference thereon;

And the President announced as the committee on the part of the Senate: Messrs. Boykin and Jenkins.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Grant, from Temperance, favorably—

S. 216. To repeal so much of the act entitled "An act to prohibit the sale, giving away or otherwise disposing of any alcoholic, vinous or malt liquors, or other intoxicating drinks or beverages, within three miles of Wesley's Chappel, in Shoalford Beat, also Beats 5, 6 and 7, known respectively as Gilbertsboro, Wickham and Pleasant Grove, in West Limestone county, as applies to Beats 5, 6 and 7."

Also—

H. 13. To prevent the selling or giving away within the County of Dallas and outside of the City of Selma, any vinous, spirituous or malt liquors, or intoxicating drinks, bitters or beverages except for sacramental purposes, or by persons at their private residences using the same in their own families and for guest.

By Mr. Meador, from Finance and Taxation, favorably—

H. 459. To provide for the appointment of an Alabama history commission, to regulate the powers and duties thereof, and to provide for the publication of its report.

Also—

H. 460. To appropriate the sum of two hundred and fifty dollars annually for two years to aid the Alabama Historical Society in the publication of its transactions and papers.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 231. To incorporate the town of Brockton, Coffee county, Alabama.

H. 411. To incorporate the town of Jemison, in the County of Chilton, State of Alabama, and to repeal all former charters for and acts incorporating said town.

H. 355. To incorporate the Supreme Faculty of the Altrurian Order of Mystics of Alabama.

H. 417. To amend subdivision 32 of Section 21 and Section 24 of an act entitled "An act to establish a new charter for the City of Birmingham, Alabama," approved December 12th, 1890.

H. 158. To provide for repairing and refurnishing the Capitol and keeping the grounds in order.

H. 279. To regulate the payment of expenses by the State for removing prisoners who are arrested

and confined in jail in counties other than those in which they are triable.

H. 316. To amend Section forty-six hundred and fifty-nine (4659) of the Code of Alabama of 1896.

H. 419. To prevent unauthorized persons from removing or otherwise interfering with signals connected with railroads or trains.

H. 353 $\frac{1}{2}$. To amend Sections 1086 and 1091, and subdivision 2 of Section 1092 and Section 1093 of Article I, Chapter 28 of the Code of Alabama.

H. 243. To establish a county school book board and to select a uniform series of text-books for use in the public schools in the counties of Lamar and St. Clair.

H. 528. To prevent hogs, pigs, sheep and goats from running at large in certain portions of Colbert county, and to provide for establishing certain districts in said county in which said stock may be prevented from running at large.

H. 91. To authorize and empower the Selma Cotton Mill Company to issue and sell its first mortgage bonds in an amount not exceeding its paid up capital stock and to secure the same by a first mortgage on its property, real and personal, and its franchises, by the consent of the holders of the larger part in value of its capital stock, expressed by vote at a meeting of the stockholders called for that purpose.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 231, 411, to Municipal and County Organizations.

H. 355, 91, to Corporations.

H. 417, 279, to Finance and Taxation.

H. 158, to Immigration and Public Buildings.

- H. 316, 353½, to Revision of Laws.
- H. 419, to Commerce and Common Carriers.
- H. 243, to Education.
- H. 528, to Local Legislation.

BILLS ON THIRD READING.

By leave, Mr. Jelks called up the bill,

H. 239. To establish, maintain and regulate a dispensary in the town of Dothan, Henry county, Alabama, for the sale of spirituous or vinous liquors, malt liquors, wines, ciders or other intoxicating liquors, and to establish and perpetuate a board of commissioners for the management of said dispensary and for other purposes,

And the amendment reported by the committee, as a substitute for Section 1 of the bill,

Was adopted.

The second amendment, as a substitute for Section 13 of the bill, was adopted.

The third amendment as follows:

Amend Section 16 of the bill by adding at end of same: "*Provided*, That said board of commissioners shall first take out and pay for the State and county licenses required by law,"

Was adopted;

And the bill, as amended, was read a third time and passed. Yeas, 20; nays, 2.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Meador, Moody, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Windham—20.

Nays:

Messrs. Hall and Sowell of Walker—2.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested:

H. 11. To provide for the registration and lien of judgment for the payment of money in the courts of justices of the peace in Dale, Coffee, Tallapoosa, Marengo, Clarke, Choctaw, Washington and Coosa counties.

H. 27. To confer additional powers and authority on the Alabama State Land Company, a body corporate, existing under the laws of Alabama.

H. 83. To provide for the disposition of certain funds in the county treasury of Covington county.

H. 86. To make valid and chargeable against the fine and forfeiture fund of Crenshaw county, Alabama, certain witness script, or witness certificates, issued by the foremen of the grand juries of Crenshaw county, Alabama, and have said script or witness certificates paid by the treasurer of said county in the order of their registration.

H. 233. To relieve Lulu R. Hudson, a minor, of the disabilities of non-age.

H. 246. To relieve Lawton Boyd, a minor, residing in Macon county, Alabama, of the disabilities of non-age.

H. 293. To establish, maintain and regulate a dispensary in the town of Clayton, County of Barbour, Alabama, for the sale of spirituous, vinous, malt liquors, ciders and other intoxicants, and to establish and perpetuate a board of commissioners for the management of said dispensary and for other purposes.

H. 378. To further regulate the practice and procedure of the circuit court of Clay county, Alabama.

H. 379. To establish a county court for the County of Clay.

H. 392. To establish a board of commissioners of police for the City of Bessemer, Alabama, to provide for the appointment of such commissioners, to define their powers and duties, and to regulate the police department of said city.

H. 407. To provide for the more efficient working of the public roads in Wilcox county, and for the ap-

pointment of road supervisors in the several precincts therein.

MASSEY WILSON,
Clerk.

HOUSE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above House bills, the titles of which are set out in the foregoing House message.

SPECIAL ORDERS.

The Senate next considered the special orders for to-day:

The bill,

S. 90. To further regulate the sentencing and employment of convicts in this State; to appropriate fifty per centum of the net earnings of the convict system to the fine and forfeiture fund of the several counties, and to provide for the inspection of jails,

Was taken up.

On motion of Mr. Cunningham, Mr. Rather presiding, the further consideration of the bill was postponed until to-morrow morning, after reports of committees, and made a continuing special order for that hour.

The next special order, the bill,

S. 88. To fix the fees of sheriffs for feeding prisoners when the same are paid by the State,

Was taken up.

Mr. Lyons offered an amendment, as follows:

Strike out the words "For each prisoner, for each day, when there are more than twenty prisoners, twenty-five cents," and insert in lieu thereof the words, "For each prisoner, for each day, when there are more than twenty prisoners, thirty cents."

Mr. Meador moved to lay the amendment on the table.

Lost. Yeas, 11; nays, 16.

Yeas:

Messrs. Buchanan, Deans of Shelby, Deens of Covington, Horton, Jelks, Lee, Matthews, Meador, Moody, Thomason, Windham—11.

Nays:

Messrs. President, Brooks, Case, Grant, Hall, Hurst, Lyons, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thompson, Wiley—16.

Mr. Cunningham, Mr. Rather presiding, offered the following amendment:

Amend by striking out the words, "forty cents" and "thirty cents," where they occur in the bill, and insert "twenty-five cents."

Mr. Wiley moved to lay the bill and amendments on the table.

Lost. Yeas, 8; nays, 20.

Yeas:

Messrs. Case, Lyons, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Wiley—8.

Nays:

Messrs. President, Brooks, Buchanan, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, Meador, Moody, Sowell of Limestone, Stevens, Thomason, Thompson, Windham—20.

Pending the further consideration of the bill and amendments,

CONFERENCE COMMITTEE REPORTED.

Mr. Wiley, from a conference committee, submitted the following report:

Mr. President:

Your Committee on Conference report the following substitute for Senate resolution and House substitute, and recommend its adoption.

A. A. WILEY,

D. J. MEADOR,

E. L. PULLEY,

On part of Senate.

W. W. BRANDON,
E. M. ROBINSON,
BERNARD HARWOOD,

On part of House.

WHEREAS, Hon. Wm. McKinley, President of the United States and Commander-in-Chief of the Army and Navy, has made wise and judicious selections of Southern soldiers and patriots as officers in the army, which have tended to fraternize all sections of our common country; and,

WHEREAS, He will soon honor Alabama with his presence within her borders; now, therefore, be it

Resolved by the Senate, the House concurring, That he be, and he is hereby cordially invited, in the name of the General Assembly and people of Alabama, to extend his visit to Montgomery, the State capital, and to be present on the 17th day of December, instant, as the State's guest, or at such other time as may best suit his pleasure or convenience.

Resolved further, That a copy of these resolutions, properly certified, be forwarded forthwith to the President.

The report was concurred in.

ADJOURNMENT.

At 1:25 o'clock p. m., on motion of Mr. Moody, the Senate adjourned until 10:30 o'clock to-morrow morning.

TWENTY-FIRST DAY.

Friday, December 9th, 1898.

The Senate met pursuant to adjournment.

Prayer by Rev. Sewart McQueen, of the city.

Present:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—30.

JOURNAL.

On motion of Mr. Wiley, the reading of the journal, of yesterday, was dispensed with and it was approved.

LEAVE OF ABSENCE.

Indefinite leave was granted to Mr. Hurst on account of sickness.

JOINT RESOLUTION.

By leave, Mr. McCain offered the following joint resolution, which was adopted :

Resolved, by the Senate, the House of Representatives concurring, That the Governor be, and he is hereby, requested to return to the Senate the House Bills Nos. 378 and 379, for correction.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the report of the committee of conference on the disagreement of the two houses on the House amendment to the Senate joint resolution inviting President McKinley to visit Montgomery.

And the House has concurred in the Senate amendment to the bill, H. 239: To establish, maintain and regulate a dispensary in the town of Dothan, Henry county, Alabama, for the sale of spirituous or vinous liquors, malt liquors, wines, ciders, or other intoxicating liquors, and to establish and perpetuate a Board of Commissioners for

the management of said Dispensary, and for other purposes.

And has passed the following Senate bills:

S. 31. To incorporate the Walnut Grove Baptist College at Walnut Grove, Etowah county, Alabama.

S. 157. To prohibit the sale, giving away or otherwise disposing of vinous, spirituous or malt liquors, intoxicating bitters or cordials within four miles of Hargrove Methodist Church, Pickens county, Alabama, but this act shall not take effect before the first day of January, 1899.

S. 71. To repeal an act entitled an act to provide for the more efficient working of the public roads in Greene, Lowndes and Perry counties, and for the appointment of district road inspectors for Greene, Lowndes and Perry counties, approved February 12th, 1897, so far as the same relates to Greene county, Alabama.

S. 38. To incorporate the Alabama Steel and Wire Company.

S. 41. To incorporate the Ensley Steel and Pipe Company.

MASSEY WILSON,
Clerk.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. McCain—

S. 233. To abolish the county court of Clay county organized under the general statutes of Alabama and to confer the power and jurisdiction of said abolished court upon the county court of Clay county, recently established by this Legislature for said county of Clay, and to provide for the transfer of all cases pending in said abolished court to the new court so established.

Judiciary.

By Mr. Wiley—

S. 234. To repeal Sec. 1017 of the Revised Code of 1896.

Judiciary.

By Mr. Rather—

S. 235. Regulating the office of County Superintendent of Education in the counties of Lawrence, Calhoun, St. Clair and Cleburne.

Judiciary.

By Mr. Wiley—

S. 236. To repeal an act to require fire insurance companies doing business in the county of Montgomery to pay annually two hundred dollars each to a fund for the benefit of the fire companies of the city of Montgomery. To provide a penalty for a failure or refusal to pay said fund and to regulate the disposition of said fund, approved February 10, 1897.

Judiciary.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Moody, from Banking and Insurance, favorably—

H. 32. To authorize the town council of the town of Tuskegee to issue and negotiate bonds of said town for an amount not exceeding thirty thousand dollars for the purpose of constructing and maintaining a system of water works and a system of electric lights, one or both in said town.

By Mr. Sowell, of Walker, from Local Legislation, favorably—

H. 528. To prevent hogs, pigs, sheep and goats from running at large in certain portions of Colbert county and to provide for establishing certain districts in said county in which said stock may be prevented from running at large.

By Mr. Rather, from Commerce and Common Carriers, favorably—

H. 340. To better provide for the working of the public roads of St. Clair, Cherokee, Franklin and Shelby counties.

Also—

H. 160. To compel the repairing of the public roads in Coosa county by persons and corporations injuring the same and to establish a penalty for their failure to do so.

By Mr. Lyons, from Municipal and County Organizations, favorably—

H. 524. To grant a new charter for the town of Hamilton in the county of Marion and State of Alabama.

Also—

H. 525. To grant a new charter for the town of Guin, in the county of Marion and State of Alabama.

By Mr. Grant, from Temperance, favorably—

S. 231. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors or intoxicating bitters or beverages within three miles of the M. E. Church South in the town of Phil Campbell, Franklin county.

Also, favorably (with substitute)—

S. 99. To regulate the sale of spirituous, vinous and malt liquors in the corporate limits of the town of Gunterville, in Marshall county, Alabama.

By Mr. Meador, from Finance and Taxation, favorably (with amendment)—

H. 2. To provide for the registration and lien of judgments for the payment of money in the courts of justice of the peace in the counties of Baldwin, Coosa, Talladega and Henry.

Also, favorably—

H. 16. To authorize the court of County Commissioners of Etowah county to issue and sell warrants of said county not exceeding ten thousand dollars for each year for a period not exceeding four years to pay the current expenses of said county in cash, and to provide for the payment of interest thereon.

Also—

H. 34. To authorize the Mayor and Aldermen of the city of Huntsville, to issue bonds of said city to an amount not exceeding twenty thousand dollars.

Also, favorably (with amendment)—

H. 218. To relieve clerks of the circuit, county, city and criminal courts from the payment of any sums of money chargeable on account of feed of prisoners in cases in which confessions of judgment for fine and costs were made and such feed bills were not taxed and collected.

Also—

S. 223. To authorize the court of County Commissioners of Elmore county to settle or compromise the claim of the county of Elmore under the will and testament of H. B. Tulane, deceased, late of Elmore county.

Also—

H. 229. To fix and regulate the fees of Justices of the Peace and Notaries Public and ex-officio Justices of the Peace and Constables in the county of Barbour.

Also—

H. 234. To provide for the relief of Richard Chitwood by compensating him out of the county treasury of DeKalb county for the registration of electors in said county during the time the said Richard Chitwood has been county Registrar of said county, and to provide for the compensation of county Registrars of electors in the said DeKalb county in the future.

Also—

H. 247. To regulate the giving of bonds by County Commissioners of Madison county, Alabama.

By Mr. Jenkins from Constitution and Constitutional Revision and Amendment favorably (with substitute and minority report)—

S. 162. For calling of a convention to revise and amend the constitution of this State.

The undersigned members of the committee on constitution, constitutional revision and amendments beg leave to dissent from report of majority of committee on Senate Bill No. 162: "A bill entitled an act to provide for holding a convention for the submission of the question, Convention or no Convention, to a vote of the elec-

tors of the State," and earnestly recommend that said bill do not pass.

Frank S. Moody,
W. J. Boykin,
of the Committee.

By Mr. Jenkins, from Education, favorably—

H. 243. To establish a county school-book Board and to select a uniform series of text books for use in the public schools in the counties of Lamar and St. Clair.

By Mr. Wiley, from Corporations, favorably—

H. 91. To authorize and empower the Selma Cotton Mill Company to issue and sell its first mortgage bonds in an amount not exceeding its paid up capital stock and to secure the same by a first mortgage on its property, real and personal, and its franchises, by the consent of the holders of the larger part in value of its capital stock, expressed by vote at a meeting of the stockholders called for that purpose.

REPORT OF THE COMMITTEE ON RULES.

Mr. Matthews, from the Committee on Rules, reported favorably—

The House joint resolution, requesting Governor Joseph F. Johnston to take steps to reconvey the former U. S. reservation at Mt. Vernon, Ala., to the U. S.

On motion of Mr. Wiley the further consideration of the resolution was indefinitely postponed.

Also, from same committee, reported favorably with an amendment—

The joint resolution offered by Mr. Lyons heretofore, providing for a joint committee to reply to the invitation extended to the General Assembly to visit Mobile at Mardi Gras.

The amendment strikes out all of resolution after the word "Alabama."

The amendment was adopted, the report concurred in and the resolution, as amended, was adopted.

Also, reported favorably—

S. J. R. 226. Joint memorial of the General Assem-

bly of Alabama to the Congress of the United States, asking the appropriation of sufficient money to complete the improvements of the Warrior river, &c.

The report was concurred in, and the memorial was adopted.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 95. To establish a separate school district, to be known as the Piney Grove School District in Geneva county, Alabama, and to provide a penalty for the violation of the provisions of this Act.

H. 114. To prohibit the sale of intoxicating liquors within a radius of three miles from Rockdale Church, in Marshall county.

H. 182. To provide for the election of a county Superintendent of Education for Jefferson county, by the qualified voters of said county, residing in the townships and districts and parts of townships and districts over which the law gives a county superintendent of education for said county jurisdiction.

H. 187. To relieve Wilber Edrald Kelley, of the disabilities of non-age.

H. 242. To authorize the mayor and council of the town of Avondale to negotiate a loan for the purpose of establishing electric lights and water supply in the town of Avondale, and to issue bonds for the payment of said loan.

H. 366. To fix the salary of the members of the commissioners' court of Jefferson county, Alabama.

H. 386. To incorporate "The North Alabama Conference College."

H. 549. To regulate fees of justices of the peace and constables in the counties of Lamar and Fayette.

H. 189. To authorize the court of County Commissioners of Escambia county to issue bonds of said county for an amount not exceeding twenty-five thousand dollars

for the purpose of building a bridge across the Conecuh river.

H. 428. To regulate the trial of misdemeanors in the county of Elmore.

H. 17. For the relief of W. S. Wilson, ex-sheriff of Franklin county, for the removal of prisoners, from Lawrence and Jefferson counties, to the county of Franklin.

H. 73. To amend section 3 of an act entitled "an act to authorize the commissioners' court of Choctaw and Clarke counties to establish districts in which stock may be prevented from running at large," so far as it relates to Choctaw county.

H. 381. To confirm and extend the incorporation of the Selma Press and Warehouse Company.

H. 455. To pay W. B. Morgan, Tim Rarden and C. C. Smith for the arrest and conviction, in the circuit court of Walker county, of certain persons herein named, of being engaged or concerned in the riot in said county on the 6th day of May, 1894.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 95, 182, to Education.

H. 114, to Temperance

H. 187, 17, to Privileges and Elections.

H. 242, 366, 549, 455, to Finance and Taxation.

H. 386, 381, to Corporations.

H. 169, 73, to Local Legislation.

H. 428, to Judiciary.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason, from the Committee on Enrolled Bills, report the following bills correctly enrolled:

S. 41. To incorporate the Ensley Steel and Pipe Company.

S. 31. To incorporate the Walnut Grove Baptist College at Walnut Grove, Etowah county, Alabama.

S. 157. To prohibit the sale, giving away or otherwise disposing of vinous, spirituous, or malt liquors, intoxicating bitters or cordials, within four miles of Hargrove Methodist Church, Pickens county, Ala., but this act shall not take effect before the 1st day of January, 1899.

S. 71. To repeal an act entitled "An act to provide for the more efficient working of the public roads in Greene, Lowndes and Perry counties, and for the appointment of district road inspectors for Greene, Lowndes and Perry counties," approved February 12th, 1897, so far as the same relates to Greene county, Alabama.

S. 23. To fix the amount of the official bond of the register in chancery of Clark, Cullman and Escambia counties.

SIGNING OF SENATE BILLS.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above Senate bills, the titles of which are set out in the foregoing report of the Committee on Enrolled Bills.

RESOLUTION.

Mr. Jelks, by leave, offered the following resolution, which was referred to the Committee on Rules:

Resolved, That the bill S. 162 and the substitute be considered immediately after call of committees tomorrow, Saturday, morning.

MESSAGE FROM THE GOVERNOR.

December 9th, 1898.

Mr. President:

I am directed by the Governor to communicate to the

Senate a message in writing.

Respectfully,

H. B. MAY,

Rec. Secretary.

Gentlemen of the General Assembly:

In compliance with a joint resolution adopted by the Senate and House, I telegraphed last evening to His Excellency the President of the United States the cordial invitation extended to him to visit the Capitol, and expressing my hearty concurrence. I have received this morning the following reply:

WASHINGTON, D. C., DEC. 8, 1898.

EXECUTIVE MANSION,

HON. JOS. F. JOHNSTON,

Governor of Alabama,

Montgomery, Ala.

The President was gratified to receive the telegram conveying your cordial invitation and that of the General Assembly and citizens of Alabama to have him visit Montgomery as the State's guest, and will be pleased to do so between 3 and 5 o'clock on Friday afternoon, the 16th inst., the only time and date now available for the purpose, as the President is due in Savannah early the following morning. Please communicate with me by telegraph if you have any further suggestions to offer in this connection.

J. A. PORTER,

Secretary to President.

I respectfully suggest that you further consider this matter, and especially your resolution as to a recess, and also take such action as will give fitting reception to the President.

JOS. F. JOHNSTON,

Governor.

December 9th, 1898.

GOVERNOR'S MESSAGE.

In accordance with the suggestions in the foregoing message, Mr. Wiley offered the following resolution:

Resolved, That a joint committee consisting of two on the part of the Senate and three on the part of the House be raised to take under consideration the suggestions of the Governor in reference to the President's contemplated visit to Montgomery and to make such recommendations as they think proper to carry out these suggestostons.

Which was adopted,

And the President announced as the committee on part of the Senate Messrs. Wiley and Boykin.

UNFINISHED BUSINESS.

The Senate next proceeded to consider the unfinished business of yesterday, which was,

The bill,

S. 88. To fix the fees of sheriffs for feeding prisoners when the same are paid by the State.

The question pending being the adoption of the amendment offered by Mr. Cunningham,

On motion of Mr. Meador, it was laid on the table. Yeas, 17; nays, 13.

Yeas:

Messrs. Boykin, Brown, Caffee, Case, Deans of Shelby, Jelks, Lee, Matthews, Meador, Moody, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thompson, Windham—17.

Nays:

Messrs. President, Brooks, Buchanan, Deens of Covington, Grant, Hall, Horton, Jenkins, Lyons, Moore, Nunnellee, Thomason, Wiley,—13.

On motion of Mr. Sowell, of Walker, the bill and amendments were laid on the table. Yeas, 18; nays, 12.

Yeas:

Messrs. President, Boykin, Brooks, Buchanan, Caffee, Deens of Covington, Grant, Jenkins, Lyons, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley,—18.

Nays:

Messrs. Brown, Case, Deans of Shelby, Hall, Horton, Jelks, Lee, Matthews, Meador, Moody, Sowell of Limestone, Windham—12.

SPECIAL ORDERS.

The Senate next proceeded to consider the special orders for the day.

The bill,

S. 90. To further regulate the sentencing and employment of convicts in this State; to appropriate fifty per centum of the net earnings of the convict system to the fine and forfeiture fund of the several counties, and to provide for the inspection of jails,

Was, on motion of Mr. Cunningham, (Mr. Rather presiding), postponed until Monday, December 12th inst., and made the continuing special order immediately after reports by the committees.

The next special order, the bill,

S. 167. To regulate primary elections in the State of Alabama,

Was, on motion of Mr. Brown, postponed until tomorrow and made a special order, after call of committees

BILLS ON THIRD READING.

The bill,

S. 10. To authorize and empower the Selma Cotton Mill Company to issue and sell its first mortgage bonds in an amount not exceeding its paid up capital stock, and to secure the same by a first mortgage on its property, real and personal, and its franchises, by the consent of the holders of the larger part in value of its capital stock, expressed by vote at a meeting of the stockholders called for that purpose,

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Buchanan, Caffee, Case, Deans of Shelby, Deans of Covington,

Grant, Hall, Horton, Jelks, Jenkins, McCain, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason, Thompson, Wiley, Windham—23.

The bill,

H. 317. To authorize the mayor and aldermen of the City of Florence to issue bonds of said city to an amount not exceeding one hundred thousand dollars for the purpose of paying the floating debt of said city, for taking up, cancelling and retiring the present outstanding bonds of said city, to erect school houses in said city, and for the purchase of a cemetery or burial ground, and for other public city purposes,

Was read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Horton, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Thompson, Wiley,—24.

The bill,

H. 459. To provide for the appointment of an Alabama History Commission, to regulate the powers and duties thereof, and to provide for the publication of its report,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Deens of Covington, Grant, Jelks, Lee, Matthews, McCain, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason, Thompson, Wiley, Windham—22.

The bill,

H. 460. To appropriate the sum of two hundred and fifty dollars annually for two years to aid the

Alabama Historical Society in the publication of its transactions and papers,

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Deens of Covington, Grant, Horton, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson,—23.

The bill,

S. 213. To amend Section 1588 of the Code of Alabama, of 1896, so far as the same relates to Lawrence county,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Jelks, Lee, Matthews, McCain, Moore, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Thompson, Wiley, Windham—21.

And was ordered to the House without engrossment.

The bill,

H. 309. To authorize the mayor and councilmen of Troy to issue bonds of said city, not exceeding twenty-three thousand dollars, for the purpose of refunding the bonds now outstanding issued by said mayor and councilmen of Troy under an act approved February 14th, 1895, entitled "An act to authorize the mayor and councilmen of Troy, Ala., to issue bonds of said city for an amount not exceeding twenty thousand dollars for the purpose of purchasing land and erect-

ing and equipping school buildings thereon, and for the improvement of the Electric Light Plant and Water Works System of the City of Troy, Alabama,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. Buchanan, Case, Grant, Hall, Horton, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Thompson, Wiley, Windham—19.
The bill,

H. 61. To incorporate Oakman College in the town of Oakman, in Walker county, Alabama,

Was read a third time and passed Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brooks, Case, Grant, Hall, Jelks, Lee, Matthews, McCain, Moody, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Thompson, Wiley, Windham—19.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has adopted the joint resolution herewith sent, to reconsider the joint resolution heretofore adopted taking a recess for the 15th and 16th insts.

And has also adopted the joint resolution herewith sent, raising a joint committee on the program and reception of the President.

And has concurred in the Senate joint resolution, requesting the Governor to return to the Senate the House bills, Nos. 378 and 379.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The Senate concurred in the House joint resolution, to reconsider the joint resolution heretofore adopted, providing for a recess of the General Assembly on the 15th and 16th insts.

Mr. Wiley offered an amenment to the House joint resolution raising a joint committee on the program for and reception of the President of the United States.

The amendment was to make the committee consist of ten from the Senate and fifteen from the House.

The amendment was adopted, and the resolution, as amended, was concurred in.

And the President announced as the committee on part of the Senate:

Messrs. Wiley, Boykin, Brown, Lyons, Horton, Moore, Nunnallee, McCain, Case, Hall.

NOTICE OF RECONSIDERATION.

Mr. Pulley gave notice of a motion to reconsider the vote by which the Senate concurred in the House joint resolution to reconsider the joint resolution heretofore adopted providing for a recess of the General Assembly on the 15th and 16th insts.

Which motion, under the rules, goes over until tomorrow.

REPORT OF THE COMMITTEE ON RULES.

S. 162. Mr. Matthews, from the committee on Rules reported favorably the resolution offered this morning by Mr. Jelks, making the Senate bill 162 a special order for to-morrow morning, immediately after call of districts.

Pending its consideration,

RECESS.

At 1 o'clock p. m., on motion of Mr. Jelks, the Senate took a recess until 3 o'clock this afternoon.

AFTERNOON SESSION.

The Senate reconvened at 3 o'clock, and was called to order by the President.

A quorum was present.

REPORT OF THE COMMITTEE ON RULES.

Mr. Matthews, from the Committee on Rules, reported a special rule as follows:

To the Senate of Alabama:

Your Committee on Rules recommend that a vote be taken not later than 4 p. m. to-day on the pending question, to-wit: The resolution making Senate bill No. 162 a special order for Saturday, December 10, immediately after the call of districts.

R. W. Cunningham,
W. H. Matthews,
W. D. Jelks.

The report was concurred in and the rule adopted.

On motion of Mr. Moody the vote by which the rule was adopted was reconsidered.

Mr. Boykin offered an amendment as follows.

Amend by striking out Saturday, the 10th inst., and insert in lieu thereof Monday, the 12th.

Which was lost. Yeas, 15; nays, 16.

Yeas:

Messrs. Boykin, Brown, Buchanan, Case, Deans of Shelby, Deans of Covington, Grant, Hall, McCain, Moody, Rather, Sowell of Walker, Stevens, Thomason, Windham—15.

Nays:

Messrs. President, Brooks, Caffee, Horton, Jelks, Jenkins, Lee, Lyons, Matthews, Meador, Moore, Nunnellee, Pulley, Sowell of Limestone, Thompson, Wiley,—16.

And the rule was adopted.

MESSAGE FROM THE GOVERNOR.

Mr. President:

December 9th, 1898.

I am directed by the Governor to communicate to the Senate a message in writing.

Respectfully,

H. B. MAY,
Rec. Secretary.

MONTGOMERY, December 9, 1898.

To the Senate:

H. 378 and 379. In compliance with a joint resolu-

tion of the Senate and House, I herewith return to you House bills numbered 378 and 379.

Respectfully,

JOS. F. JOHNSTON,
Governor.

JOINT RESOLUTION.

H. 378 and 379. By leave, Mr. McCain offered the following joint resolution :

Be it resolved by the Senate, the House concurring,
That the Speaker of the House and the President of the Senate be, and they are hereby, requested to erase their signatures from the House bills numbered 378 and 379.

Which was immediately considered and adopted.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House Bills and House Joint Resolutions, your signature is requested.

H. 98. To provide the manner of selecting the police force in the city of Birmingham, and to provide for the efficient management of the police force of said city.

H. 239. To establish, maintain and regulate a dispensary in the town of Dothan, Henry county, Alabama, for the sale of spirituous or vinous liquors, malt liquors, wines, cider, or other intoxicating liquors, and to establish and perpetuate a Board of Commissioners for the management of said Dispensary and for other purposes.

H. J. R. Relative to Major-General Joseph Wheeler.

H. J. R. Relative to the death of Hon. Henry R. Shorter.

H. J. R. Relative to inviting the President to visit the General Assembly of Alabama.

MASSEY WILSON,
Clerk.

SIGNING HOUSE BILLS.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above House bills and joint resolutions, the titles of which are set out in the foregoing House message.

BILLS ON THIRD READING.

The bill,

H. 51. For the relief of I. Brickman, of Montgomery county, for payment of liquor license in excess of amount required by law.

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Buchanan, Caffee, Deens of Covington, Grant, Horton, Jenkins, Lee, Matthews, Meador, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Wiley —17.

The bill,

H. 64. To amend Section 3 of an act approved Feb. 18th, 1895, entitled "An Act to charter the town of Oakman, in the county of Walker, State of Alabama.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Case, Deens of Covington, Grant, Hall, Lee, Lyons, Matthews, McCain, Meador, Moody, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley —19.

The bill,

S. 208. To relieve Josie W. Hubbard, of Montgomery county, of the disabilities of non-age.

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deens of Covington, Grant, Hall, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley —21.

The bill,

S. 217. To amend an act entitled "An Act to regulate the payment of claims against the fine and forfeiture fund of Morgan county, Alabama," approved February 15, 1897.

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deens of Covington, Grant, Hall, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Nunnellee, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley —21.

The bill,

S. 160. To amend Section 2774 of the Code of 1896.

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Deens of Covington, Grant, Hall, Lee, Lyons, Matthews, McCain, Meador, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Thompson, Wiley.—21.

The bill,

S. 206. To authorize the Mayor and General Council of the city of Mobile, to issue bonds for the purpose of paving or otherwise improving the streets of the city of Mobile.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Case, Deens of Covington, Grant, Hall, Jelks, Lee, Lyons, Matthews, McCain, Meador, Nunnellee, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Wiley —20.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate resolution requesting the Speaker of the House and President of the

Senate to erase their signatures from H. B's. Nos. 378 and 379, and the Speaker of the House has erased his signature therefrom.

And the House has originated and passed,

H. 480. To validate, ratify and confirm general elections for State and County officers, held in precinct No. one (Gadsden precinct) in Etowah county, Alabama, on first Monday in August, 1898.

And has ordered the same forthwith to the Senate without engrossment.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 480. To Judiciary.

ERASURE OF SIGNATURES.

In accordance with the joint resolution, heretofore concurred in, the President of the Senate erased his signatures from the House bills, numbered 378 and 379.

RECONSIDERATION AND PASSAGE.

On motion of Mr. McCain the vote by which the bill, H. 378. To further regulate the practice and procedure of the Circuit Court of Clay county, Alabama, was passed, was reconsidered, also the vote by which the bill was ordered to a third reading was reconsidered.

Mr. McCain offered an amendment, which was adopted, and the bill as amended

Was read the third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Buchanan, Case, Deens of Covington, Grant, Hall, Jelks, Jenkins, Lyons, Matthews, McCain, Meador, Moore,

Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Wiley,—23.

On motion of Mr. McCain the vote by which the bill, H. 379. To establish a County Court for the county of Clay, was passed was reconsidered, also the vote by which it was ordered to the third reading was reconsidered.

Mr. McCain offered an amendment, which was adopted, and the bill, as amended,

Was read a third time and passed. Yeas, 21; naves, 0
Yeas:

Messrs. President, Brooks, Buchanan, Case, Grant, Hall, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley.—21..

ADJOURNMENT.

At 5 o'clock, p. m., on motion of Mr. McCain, the Senate adjourned until to-morrow morning at 10:30 o'clock.

TWENTY-SECOND DAY.

Saturday, December 10th, 1898.

The Senate met pursuant to adjournment.
Prayer by Rev. Mr. Thompson, of this city.

Present:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—32.

The Journal of yesterday was read and approved.

LEAVE OF ABSENCE.

Leave of absence was granted to Mr. Hurst for to-day on account of sickness.

MESSAGE FROM THE HOUSE.

Mr. President:

The House concurred in the Senate joint resolution requesting the Speaker of the House and the President of the Senate to erase their signatures to the House bills H. 378, and H. 379, and in accordance with said resolution, the Speaker of the House has erased his signature from the bills named.

And the House has passed the following Senate bills:

S. 174. To authorize the Mayor and Aldermen of the city of Tuscumbia, Alabama, to issue bonds of said city for an amount not exceeding \$26,000.00 for the purpose of redeeming the bonds of said city issued under an act of the Legislature of Alabama, approved December 12, 1888, and for grading, draining, macadamizing and improving the streets of said city.

S. 97. To repeal an act entitled "An act to create a separate school district in Barbour county, known as the Afton School District," approved December 9th, 1896.

S. 42. To incorporate the Birmingham Tube and Steel Company.

S. 86. To authorize the city of Mobile, for the purpose of aiding in the erection of its municipal water works, to condemn by eminent domain, the outstanding interest in what is known as the Mobile City Water Works.

S. 87. To authorize the Revenue and Road Commissioners of the county of Mobile to buy the Bay Shell Road in Mobile county and authorize the stockholders of the Bay Shell Road Company to sell the same.

MASSEY WILSON,

Clerk.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced,

read and referred to appropriate committees, as follows:

By Mr. Stevens—

S. 237. To create a separate school district in the county of Tallapoosa to be known as "Zion Grove School," and to define the boundaries thereof.

Education.

By Mr. Lyons—

S. 238. For the relief of the Christian & Craft Company, a corporation, by refunding to it a portion of the amount paid by it for a license to transact business as wholesale liquor dealers.

Finance and Taxation.

Also—

S. 239. For the relief of the Christian & Craft Company, a corporation, by refunding to it a portion of the amount paid by it for a license to transact business as a corporation.

Finance and Taxation.

By Mr. Wiley—

S. 240. To authorize the Judge of the City Court of Montgomery to limit the time within which bills of exceptions may be presented in criminal cases in said court.

Judiciary.

By Mr. Sowell, of Walker—

S. 241. To legalize the acts of the jury commissioners of Walker county, Alabama, in filling the jury box of said county and the drawing of the grand and petit juries therefrom in November, 1898, for the year 1899.

Judiciary.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Boykin, from Judiciary, favorably, with an amendment—

S. 183. To amend Section 4 of an act to prevent in certain cases the sale, exchange and transportation of cot-

ton in the counties of Montgomery, Bullock, Dallas, Russell, Lowndes, Wilcox, Sumter, Autauga, and in beats Nos. one, two, three, four, five, six, seven, eight and nine of Hale, and of cotton produced in said counties, approved February 1. 1879.

Also, favorably—

S. 233. To abolish the County Court of Clay county, organized under the general statutes of Alabama, and to confer the power and jurisdiction of said abolished court upon the County Court of Clay county recently established by this Legislature for said county of Clay and to provide for the transfer of all cases pending in said abolished court to the new court so established.

Also—

H. 428. To regulate the trial of misdemeanors in the county of Elmore.

Also—

H. 480. To validate, ratify and confirm the general election for State and county officers held in precinct No. 1, (Gadsden precinct) in Etowah county, Alabama, on 1st Monday in August, 1898.

By Mr. Grant, from Temperance, favorably, with amendment—

H. 114. To prohibit the sale of intoxicating liquors within a radius of three miles from Rockdale church, in Marshall county.

By Mr. Jenkins, from Education, favorably—

H. 159. For the relief of the Helen Keller Library and Literary Association.

By Mr. Rather, from Commerce and Common Carriers, favorably—

H. 419. To prevent unauthorized persons from removing or otherwise interfering with signals connected with railroads or trains.

By Mr. Moore, from Immigration and Public Buildings, favorably—

H. 158. To provide for repairing and refurnishing the capitol and keeping the grounds in order.

By Mr. Lyons, from Municipal and County Organizations, favorably—

H. 411. To incorporate the town of Jemison, in the county of Chilton, State of Alabama, and to repeal all former charters for, and acts incorporating said town.

By Mr. Sowell, of Walker, from Local Legislation, favorably—

H. 73. To amend Section 3, of an act entitled "An act to authorize the Commissioners Court of Choctaw and Clarke counties to establish districts in which stock may be prevented from running at large," so far as it relates to Choctaw county.

Also—

H. 169. To authorize the Court of County Commissioners of Escambia county to issue bonds of said county for an amount not exceeding twenty-five thousand dollars, for the purpose of building a bridge across the Conecuh river.

RECONSIDERATION.

Mr. Pulley called up his motion, of which he gave notice yesterday, to reconsider the vote by which the Senate concurred in the House joint resolution, on yesterday, reconsidering the joint resolution, heretofore concurred in, providing for a recess of the General Assembly on the 15th and 16th insts.

The motion to reconsider carried.

Mr. Pulley moved to amend the resolution by striking out Saturday 17th and inserting Friday 16th at 7:30 o'clock, p. m.

On motion of Mr. Lyons, the further consideration of the resolution was indefinitely postponed.

BILLS ON THIRD READING.

By leave, Mr. Hall called up the bill—

S. 99. To regulate the sale of spirituous, vinous and malt liquors in the corporate limits of the town of Gunter'sville, in Marshall county, Alabama.

The substitute reported by the committee was adopted. Mr. Moody moved to recommit the bill to the committee on Temperance.

On motion of Mr. Boykin, the motion to recommit the bill was laid on the table.

Yeas, 27; nays, 2.

Yeas:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Jelks, Jenkins, Lee, Lyons, Matthews, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thompson, Wiley, Windham—27.

Nays:

Messrs. McCain and Moody,—2.

The bill as amended, was read the third time and passed.

Yeas, 27; nays, 1.

Yeas:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thompson, Wiley, Windham—27.

Nays:

Mr. Moody,—1.

By leave, Mr. Jelks called up the bill—

H. 340. To better provide for the working of the public roads of St. Clair, Cherokee, Franklin and Shelby counties.

Was read a third time and passed. Yeas, 25; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Deans of Shelby, Grant, Horton, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thompson, Wiley, Windham—25.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has adopted the joint resolution herewith sent, providing for the recess of the General Assembly from the afternoon of December 14th to 3:00 o'clock, p. m., on December 16th inst.

MASSEY WILSON,
Clerk.

HOUSE MESSAGE.

The House joint resolution, just received, was referred to the Committee on Rules.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason, from the Committee on Enrolled Bills, reports the following Senate bills correctly enrolled:

S. 42. To incorporate the Birmingham Tube and Steel Company.

S. 87. To authorize the Revenue and Road Commissioners of the county of Mobile to buy the Bay Shell Road in Mobile county and authorize the stockholders of the Bay Shell Road Co. to sell the same.

S. 86. To authorize the city of Mobile for the purpose of aiding in the erection of its municipal waterworks, to condemn by eminent domain the outstanding interest in what is known as the Mobile City waterworks.

S. 174. To authorize the Mayor and Aldermen of the city of Tuscumbia, Ala., to issue bonds of said city for an amount not exceeding \$26,000.00 for the purpose of redeeming the bonds of said city issued under an act of the legislature of Ala., approved December 12, 1888, and for draining, grading, macadamising and improving the streets of said city.

S. 97. To repeal an act entitled "An act to create a separate school district in Barbour county, known as the

Afton School District," approved December 9, 1896.

SIGNING OF SENATE BILLS.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above Senate bills, the titles of which are set out in the foregoing report of the Committee on Enrolled Bills.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested:

H. 51. For the relief of I. Brickman of Montgomery county, for payment of liquor license in excess of amount required by law.

H. 64. To amend Section 3 of an act approved Feb. 18th, 1895, entitled "An act to charter the town of Oakman, in the county of Walker, State of Alabama.

H. 61. To incorporate Oakman College in the town of Oakman, in Walker county, Alabama.

H. 309. To authorize the Mayor and Councilmen of Troy to issue bonds of said city not exceeding twenty-three thousand dollars, for the purpose of refunding the bonds now outstanding issued by said Mayor and Councilmen of Troy under an act, approved February 14th, 1895, entitled an act to authorize the Mayor and Councilmen of Troy, Ala., to issue bonds of said city for an amount not exceeding twenty thousand dollars for the purpose of purchasing land, and erecting and equipping school buildings thereon, and for the improvement of the Electric Plant and Water Works System of the city of Troy, Alabama.

H. 317. To authorize the Mayor and Aldermen of the City of Florence to issue bonds of said city to an amount not exceeding one hundred thousand dollars for the purpose of paying the floating debt of said city, for taking

up, cancelling and retiring the present outstanding bonds of said city, to erect school houses in said city, and for the purchase of a cemetery or burial ground, and for other public city purposes.

H. 459. To provide for the appointment of an Alabama History Commission, to regulate the powers and duties thereof, and to provide for the publication of its report.

H. 460. To appropriate the sum of two hundred and fifty dollars annually for two years to aid the Alabama Historical Society, in the publication of its transactions and papers.

H. J. R. Relating to Richmond Pearson Hobson.

MASSEY WILSON,
Clerk.

SIGNING HOUSE BILLS.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above House bills and House joint resolution, the titles of which are set out in the foregoing House message.

SPECIAL ORDER.

The Senate next considered the special order for this hour, which is the bill:

S. 162. For calling of a convention to revise and amend the constitution of this State.

The substitute reported by the committee pending.

Mr. Meador offered an amendment to the substitute, as follows:

Amend on line 16, page 2, section 3, strike out the words "Lower House of Representatives" by inserting in lieu thereof the words, "Lower House of the General Assembly," and also to amend section 8, line 8, in the same manner.

Adopted.

Mr. Deans, of Shelby, offered an amendment, as follows:

Amend section three, in line 5, of the substitute, by striking out the words, "and by the State at large, 33," and inserting in lieu thereof the words, "and one from each Senatorial District."

Mr. Meador moved to lay the amendment on the table.

Lost. Yeas, 14; nays, 15.

Yeas:

Messrs. President, Brooks, Caffee, Horton, Jelks, Lee, Matthews, Meador, Moore, Nunnellee, Pulley, Thomason, Thompson, Wiley, —14.

Nays:

Messrs. Boykin, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, McCain, Moody, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Windham—15.

And the amendment was adopted.

Mr. Sowell, of Walker, offered an amendment, to strike out all of section 21, of the substitute.

Which was laid on the table. Yeas, 18; nays, 11.

Yeas:

Messrs. President, Brooks, Buchanan, Caffee, Grant, Hall, Horton, Jelks, Jenkins, Lee, Lyons, Matthews, Meador, Moore, Nunnellee, Sowell of Limestone, Thompson, Wiley, —18.

Nays:

Messrs. Boykin, Brown, Case, McCain, Moody, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—11.

Mr. Boykin offered the following amendment:

Amend section 12, on line 7, by inserting after the word "convention," and before the word "so," the following: "And I will oppose the incorporation in the constitution to be made any amendment or provision to move or locate the Capitol of the State of Alabama to any place other than the city of Montgomery where now located."

On motion of Mr. Jenkins, the amendment was laid on the table. Yeas, 16; nays, 12.

Yeas:

Messrs. President, Brooks, Caffee, Case, Horton, Jelks, Jenkins, Lee, Matthews, Meador, Moore, Nunnellee, Pulley, Thompson, Wiley, Windham—16.

Nays:

Messrs. Boykin, Brown, Buchanan, Deans of Shelby, Grant, Hall, McCain, Moody, Rather, Sowell of Walker, Stevens, Thomason,—12.

Mr. Grant moved that the Senate take a recess until 3:00 o'clock this afternoon.

On motion of Mr. Meador, the motion was laid on the table.

Mr. Brown moved that the Senate adjourn.

Lost. Yeas, 14; nays, 17.

Yeas:

Messrs. Boykin, Brown, Case, Deans of Shelby, Grant, Hall, McCain, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—14.

Nays:

Messrs. President, Brooks, Buchanan, Caffee, Deans of Covington, Horton, Jenkins, Lee, Lyons, Matthews, Meador, Moore, Nunnellee, Pulley, Thompson, Wiley,—17.

Mr. Rather offered an amendment to strike out Section 15 of the Substitute, which, on motion of Mr. Lyons, was laid on the table.

Yeas, 17; nays, 14.

Yeas:

Messrs. President, Brooks, Caffee, Horton, Jelks, Jenkins, Lee, Lyons, Matthews, Meador, Moore, Nunnellee, Pulley, Sowell of Limestone, Thompson, Wiley, Windham—17.

Nays:

Messrs. Boykin, Brown, Buchanan, Case, Deans of Shelby, Deans of Covington, Grant, Hall, McCain, Moody, Rather, Sowell of Walker, Stevens, Thomason,—14.

Mr. Case offered an amendment, as follows:

Amend Section 20 of the Substitute by adding thereto: "That nothing shall be incorporated in the proposed constitution so as to require any road duty or taxes from any one that may be disfranchised."

On motion of Mr. Thompson, the amendment was laid on the table.

Yeas, 27 nays, 1.

Yeas:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Caffee, Deens of Covington, Grant, Hall, Horton, Jelks, Jenkins, Lee, Lyons, Matthews, Meador, Moody, Moore, Nunnellee, Pulley, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—27.

Nays:

Mr. Case voted nay.—1.

Mr. Hall, at 2:40 P. M., moved to adjourn.

Lost. Yeas, 13; nays, 16.

Yeas:

Messrs. Boykin, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Hall, McCain, Moody, Rather, Sowell of Walker, Stevens, Windham—13.

Nays:

Messrs. President, Brooks, Caffee, Horton, Jelks, Jenkins, Lee, Lyons, Matthews, Meador, Moore, Nunnellee, Sowell of Limestone, Thomason, Thompson, Wiley,—16.

PRIVILEGE ON PAIR.

At 3 o'clock P. M. Mr. Buchanan arose in his place and stated that he and the Senator from the 17th Senatorial district, Mr Deens of Covington, had agreed to pair on all preliminary questions and the final votes on the adoption of the Substitute and the passage of the pending bill, S. 162, and that he was in favor of and Mr. Deens opposed to the main question. To this pair the Senator Deens of Covington agreed, and the Senate agreed to said pairing of their votes.

And on the request of Mr. Buchanan, he was granted leave of absence for the remainder of this day and until Monday morning at 11 o'clock.

REGULAR ORDER.

The Senate resumed consideration of the regular order, to-wit:

The Substitute to the Senate bill 162.

Mr. Wiley offered amendments, as follows :

Amend section 3, of the Substitute by striking out the words from "The names of all candidates" on the 3rd line of page 2 down to and including the words "laws of this State," in line 6 of said page, both inclusive, and by inserting instead the words "The names of all candidates to represent each Senatorial District nominated as now required by law in each district shall be printed on the ticket to be voted in such districts."

And by striking out the words from "The voter shall express" on line 12 of the 2nd page down to and including the words "desires to vote," and inserting instead the words "The voter shall express his choice for candidates from each senatorial district in the manner now required by law in the election of Senators."

And by striking out the words "from the state at large" in the 23rd line of page 2 and inserting in lieu thereof the words "from the Senatorial districts."

And by striking out the words from the words "Above the names" in 24th line of page 2 down to and including the words "State at large" in line 26 of said page, and inserting in lieu thereof the words "Above the names of the candidates from the Senatorial Districts shall be printed the words 'For delegate to the Constitutional Convention from the — Senatorial District.' "

And by striking out the words from the word "provided" in the 31st line on page 2 down to and including the words "Congressional District" in the 33rd line of said page.

And by striking out the words "from the State at large" in the 10th line on page 3 of the Substitute and inserting in lieu thereof the words "from the Senatorial Districts."

And by striking out the words from the words "the state at large" in the 21st line of page 3 of the Substitute down to and including the words the "state at large," on line 21 of said page and inserting in lieu thereof the words "from each Senatorial District, and the person receiving the highest number of votes for delegate from each Senatorial district shall be declared to be elected

delegate to said Convention from the Senatorial District."

And by striking out the words "the State at large," on line 30 of page 3 of the Substitute and inserting in lieu thereof the words "the Senatorial Districts."

And by striking out the words "in addition to" in line 6 of section 14 of the Substitute.

And by striking out all of section 14, after the words "a blank space" on line 8 of said section.

Which were severally adopted. The Substitute, as amended, was then adopted, with a new caption, as follows: To provide for holding a Convention to revise and amend the Constitution of this State, and for the submission of the question—Convention, or no Convention—to a vote of the electors of the State.

And the bill, as amended, was read a third time and passed.

Yeas, 18; nays, 11.

Yeas:

Messrs. President, Boykin, Brooks, Caffee, Horton, Jelks, Jenkins, Lee, Lyons, Matthews, Meador, Moore, Nunnellee, Pulley, Sowell of Limestone, Thomason, Thompson, Wiley, —18.

Nays:

Messrs. Brown, Case, Deans of Shelby, Grant, Hall, McCain, Moody, Rather, Sowell of Walker, Stevens, Windham—11.

On motion of Mr. Meador, the bill was ordered to be sent forthwith to the House without engrossment.

Mr. Boykin gave notice that he would on Monday make a motion to reconsider the vote by which the bill passed.

ADJOURNMENT.

At the hour of 5:40 o'clock, on motion of Mr. Wiley, the Senate adjourned until Monday morning at 10:30 o'clock.

TWENTY-THIRD DAY.

Monday, December 12th, 1898.

The Senate met pursuant to adjournment.

Prayer by Mr. Grant, of the Senate.

Present:

Messrs. President, Boykin, Brooks, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Wiley, Windham—30.

The Journal of yesterday was read and approved.

LEAVE OF ABSENCE.

Leave of absence was granted to Mr. Brooks on account of sickness.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Windham—

S. 242. To amend an act entitled "An act for the relief of Peter Weir, J. B. Buntin and R. M. Long, of Pickens county, approved February 18th, 1897," (acts 1896-7, page 1415) so as to read as follows:

Finance and Taxation.

By Mr. Meador—

S. 243. To amend Section 3916 of the Code of Alabama.

Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 421. To authorize the Mayor and Aldermen of the city of Tuscumbia, Alabama, to issue bonds of said city for an amount not exceeding \$26,000.00 for the purpose of redeeming the bonds of said city issued under an act of the Legislature of Alabama, approved December 12th, 1888, and for draining, grading, macademizing and improving the streets of said city.

H. 136. To provide for the election of County Superintendent of Education of Washington county.

H. 155. To amend Section 5425 of the Code of Alabama.

H. 352. To prohibit the sale, giving away or otherwise disposing of any spirituous, vinous or malt liquors or intoxicating beverages within one mile of the post office in the village of Killen in the county of Lauderdale.

H. 358. To enlarge the criminal jurisdiction of Justices of Peace in Jefferson county.

H. 360. To provide that whipping may be the punishment for petit larceny in certain cases in the county of Mobile.

H. 395. For the preservation and protection of birds in Lee county.

H. 450. To re-enact Sections 4589 and 4630 of the Criminal Code of Alabama so as to confer criminal jurisdiction on Justices of the Peace in Tallapoosa county.

H. 432. To abolish the City Court of Bridgeport and to transfer all the civil cases at law, and the criminal cases therein pending, together with all the dockets, papers and books relating to said cases in said City Court to the Circuit Court of Jackson county, Alabama.

H. 527. To provide for the election of officers in the town of Centreville and to grant said town additional powers.

H. 579. To grant a new charter for the town of Winfield in the county of Marion and State of Alabama.

H. 604. To authorize and empower the Mayor and Aldermen of Birmingham to improve said city and the streets thereof by paving, grading, leveling, curbing, guttering, macadamizing, parking or otherwise improving the streets, avenues, alleys or other highways and sidewalks of said city, and by constructing storm-water and sanitary sewers; and to assess the cost thereof against the property abutting or benefitted by said improvements, and provide for the enforcement and collection of said assessments, and to issue and sell public improvement bonds to procure means to construct said improvements, and provide and protect a fund for the payment of said bonds.

H. 485. To authorize submission of causes in divorce cases in courts of equity for final decree at term time or in vacation, after a decree *pro confesso* has been obtained.

And has amended, as therein shown, and as amended, has passed the bill,

S. 92. To prevent the mayor and aldermen of the city of Huntsville, or any other person from interfering with the fence around the county court house, except by the unanimous consent of the court of county commissioners.

And the House concurred in the Senate amendment to the House joint resolution, raising a joint committee to make arrangements for the reception of the President.

Committee on part of the House:

Messrs. Brown, Kyle, Davis, Harwood, Heflin of Chambers, Harris, Doster, Tunstall, Flewellen, McGuire, Robinson, Brandon, Foster, McQueen and Lee.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

- H. 421, 604, to Finance and Taxation.
- H. 136, to Education.
- H. 155, 432, 485, to Judiciary.
- H. 352, to Temperance.
- H. 358, 450, to Revision of Laws.
- H. 360, 395, to Local Legislation.
- H. 527, to Privileges and Elections.
- H. 579, to Municipal and County Organizations.

And, on motion of Mr. Pulley, the Senate non-concurred in the House amendment to the Senate bill, 92, (the title of which is set out in the foregoing House message), and a committee of conference was requested.

The President announced as the committee on the part of the Senate:

Messrs. Pulley, Sowell of Walker, and Moore.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Boykin, from Judiciary, favorably with amendment.

S. 235. Regulating the office of county superintendent of education in the counties of Lawrence, Calhoun, Saint Clair and Cleburne.

Also, favorably—

H. 75. To prevent stock from running at large in precincts Nos. 6, 7, 8, 9, 10, 11, 12 and 15 in Cleburne county; and all of precincts No. eight (8) and nine (9) and that part of precinct twelve (12) north of the city of Greenville, the Greenville and Pineapple road and the old Montezuma road in Butler county, Alabama, and in sections five (5), six (6) and seven (7), township eighteen (18), range nine (9), and sections one (1), two (2), and twelve (12), township eighteen (18), range eight (8), making one hundred yards the line west and northwest of the public road known as the Oxford and Shinbone road running through section six (6), township eighteen (18), range nine (9) and sections 1 and 2 in township 18, range 8, in Clay county, Alabama.

Also—

H. 284. To establish a court of county commissioners for Wilcox county.

By Mr. Brown, from Revision of Laws—

H. 70. To repeal an act entitled "An act to authorize the commissioners' court of Blount county to levy a tax for working the public roads of said county, and to let out said roads by contract."

Also—

H. 133. To amend section 1 of an act entitled "An act to prescribe the duties and qualifications of attorneys and counselors at law, and regulate their admission to practice in the courts of the State, approved February 18th, 1897."

Also—

H. 141. To repeal section 1959 of the code.

Also—

H. 173. To amend section 278 of the code of Alabama.

Also—

H. 235. To amend section 3611 of the code.

Also—

H. 249. To repeal an act entitled "An act to regulate the number of bailiffs in attendance at each term of the circuit court of Madison county."

Also—

H. 280. To amend section 4003 of the code.

Also—

H. 281. To amend section 3931 of the code.

Also—

H. 283. To repeal an act entitled "An act to establish a court of county revenues for Wilcox county," approved February 3, 1877, and also to repeal an act entitled "An act to amend section 5 of an act entitled 'An act to establish a court of revenues for the county of Wilcox, approved February 3, 1877,' approved January 21, 1879."

Also, without recommendation—

H. 94. To amend section 4417 of the code.

Also, favorably (with amendment)—

H. 298. To amend section 1375 of the code so far as the same relates to Dale, Cullman and Coffee counties.

By Mr. Wiley, from Corporations, favorably—

S. 225. To confirm and amend the incorporation of Central City Building and Loan Association of Selma, Alabama, and to give it additional powers and privileges.

Also—

H. 381. To confirm and extend the incorporation of the Selma Press and Warehouse Company.

Also—

H. 386. To incorporate the North Alabama Conference College.

By Mr. Jenkins, from Education, favorably—

H. 9. To create the city of Fruithurst in Cleburne county including all the territory within two (2) miles of the school house situated within the corporate limits of said city, a separate school district.

Also—

H. 79. To amend section one of an act to establish the Blanch school district in Cherokee county, approved February 9th, 1897.

By Mr. Sowell, of Limestone, from Local Legislation—

H. 187. To relieve Wilbur Edrald Kelly of the disabilities of non-age.

REPORT OF COMMITTEE ON RULES.

Mr. Matthews, from the Committee on Rules, reported favorably—

The House joint resolution providing for a recess of the General Assembly on the 15th inst., and until the hour of 3 o'clock P. M. on Friday, the 16th inst.

The report was concurred in, the resolution was concurred in.

MOTION OF RECONSIDERATION.

Mr. Boykin called up his motion, of which he gave

notice on Saturday evening, to reconsider the vote by which the bill

S. 162. (Providing for calling a constitutional convention)

Was passed by the Senate on Saturday.

Mr. Wiley raised the point of order: That the bill not being in possession of the Senate, the motion was out of order.

On this point of order, the president ruled that the motion was out of order.

Mr. Boykin appealed from the ruling of the chair.

The question being stated: Shall the decision of the chair stand as the decision of the Senate? The chair was sustained. Yeas, 15; nays, 7.

Yeas:

Messrs. President, Caffee, Grant, Horton, Jelks, Jenkins, Lee, Matthews, Meador, Moore, Nunnellee, Pulley, Sowell of Limestone, Thomason, Wiley,—15.

Nays:

Messrs. Boykin, Hall, Hurst, McCain, Moody, Sowell of Walker, Stevens,—7.

Mr. Boykin then moved to recall the Senate bill, S. 1 62 from the House.

Which motion, on motion of Mr. Wiley, was laid on the table. Yeas, 15; nays, 8.

Yeas:

Messrs. President, Caffee, Grant, Horton, Jelks, Jenkins, Lee, Matthews, Meador, Moore, Nunnellee, Pulley, Sowell of Limestone, Thomason, Wiley,—15.

Nays:

Messrs. Boykin, Brown, Hurst, McCain, Moody, Sowell of Walker, Stevens, Windham—8.

Pairs were announced as follows:

Mr. Hall with Mr. Thompson.

Mr. Case with Mr. Lyons.

Mr. Rather with Mr. Brook.

MESSAGE FROM THE HOUSE.

Mr. President:

And the House has amended as therein shown, and as amended has passed the bill,

S. 106. To authorize the city council of Montgomery to issue bonds for the purpose of borrowing money to build and equip school houses, to construct sanitary sewers in the City of Montgomery, and to purchase and improve public parks, whether situated in said city or outside.

And the House has passed the following Senate bills:

S. 178. To repeal an act for the improvement of roads and bridges in Jackson county, approved December the 9th, 1896.

S. 107. To extend and define the corporate limits of the city of Montgomery, in the county of Montgomery, and State of Alabama.

S. 128. To preserve game animals and birds in the county of Wilcox.

S. 68. To provide for the better construction, repairing, working and maintenance of the public roads and bridges in Talladega county.

And the House has adopted the joint resolution herewith sent, inviting Lieutenant Hobson to address the General Assembly.

And has originated and passed the following bills:

H. 54. To establish a Board of Police Commissioners for the city of Montgomery, and to define its powers and authority.

H. 60. To alter and define the boundary line between Bibb and Shelby counties, in the State of Alabama.

H. 253. To create a separate school district in Monroe county to be known as Jones Mill School district.

H. 339. To prevent stock from running at large in precinct No. 12, Randolph county, Alabama, a stock law district as the same was made by the commissioners' court of Randolph county, Alabama, and spread upon the minutes of said court.

H. 334. To authorize and empower the court of county commissioners of Jefferson county to improve the channel of the stream or watercourse, in said county, known as Valley Creek, and to appropriate money from the general fund in the county treasury therefor, and to perform other acts pertaining thereto.

H. 342. To extend and better define the corporate limits of the city of Jasper, in Walker county, Alabama.

H. 346. For the better working of the roads in Sumter county.

H. 362. To incorporate the Falkville Normal College, of Falkville, Morgan county, Alabama.

H. 365. To change the name of the Agricultural and Mechanical College of Alabama.

H. 370. To declare valid certain claims against the fine and forfeiture fund of Tuscaloosa county.

H. 403. To require all persons who are liable to road duty in Pickens county to work not less than five days in each and every year on the public roads of said county, not counting the days engaged in opening new roads.

H. 414. To establish a separate school district to be known as the Rockrun School District of Cherokee county, Alabama.

H. 442. To authorize Justices of the Peace to hold inquests in their respective beats in Shelby, St. Clair and Calhoun counties, Alabama.

H. 484. To regulate the cost of the publishing of the legal notices of the county officials of the county of Sumter.

H. 501. To give full power and authority to the North Alabama Conference of the Methodist Episcopal Church, South, to convey certain property, real and personal, choses in action, franchises, rights and privileges, to the annual Alabama Conference of the Methodist Episcopal Church South.

H. 56. To provide the mode and manner of electing municipal officers of the city of Montgomery.

H. 244. To constitute a separate school district to be known as the Smith's Station School District, in the

county of Lee, and State of Alabama, and for the appointment of a Board of Trustees therefor.

H. 621. To amend an act to regulate the amount of fees to be received by witnesses attending court in criminal cases, or before the grand jury, or any other criminal proceeding, so far as the same relates to the county of Tuscaloosa, and regulate the payment of such fees, approved February 18th, 1895.

H. 101. To provide for the creation of the office of Auditor of Jefferson county, and to define the powers and duties thereof and the manner of appointment and election to office.

And the last named bill was ordered to the Senate without engrossment.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

- H. 54, 442, 56, 621, to Judiciary.
- H. 60, to Municipal and County Organizations.
- H. 253, 362, 414, 244, to Education.
- H. 339, 334, 403, 342, to Local Legislation.
- H. 346, to Commerce and Common Carriers.
- H. 365, to Agriculture.
- H. 370, to Penitentiary.
- H. 484, to Printing.
- H. 501, to Corporations.
- H. 101, to Finance and Taxation.

The Senate immediately considered the House joint resolution, tendering a vote of thanks to Lieutenant R. P. Hobson.

And the resolution was concurred in.

And the Senate immediately considered the House joint resolution extending an invitation to Lieutenant Hobson to address the General Assembly.

The Senate concurred in the House amendment to the

Senate bill, S. 106, the title of which is set out in the above House message. Yeas, 25; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Thomason, Wiley, Windham—25.

BILLS ON THIRD READING.

The bill,

H. 91. To authorize and empower the Selma Cotton Mill Company to issue and sell its first mortgage bonds in an amount not exceeding its paid up capital stock and to secure the same by a first mortgage on its property, personal and real, and its franchises, by the consent of the holders of the larger part in value of its capital stock, expressed by vote at a meeting of the stockholders called for that purpose.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Hurst, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason,—20.

The bill,

S. 223 To authorize the Court of County Commissioners of Elmore county to settle or compromise the claim of the county of Elmore under the will and testament of H. B. Tulane, deceased, late of Elmore county.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Boykin, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Hurst, Jelks, Lee, Matthews, Meador, Moore, Pulley, Sowell of Limestone, Sowell of Walker, Stevens, Thomason,—19.

The bill,

H. 308. To confirm the incorporation of the town of New Decatur, in the county of Morgan, and to enlarge and define the corporate powers of said town.

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deens of Covington, Grant, Hall, Hurst, Lee, Matthews, McCain, Meador, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley,—21.

The bill,

H. 363. To ratify the incorporation of the town of Falkville, Morgan county, Alabama, and to confer additional powers upon the same.

Was read a third time and passed. Yeas, 20; nays, 0.

Messrs. President, Brown, Buchanan, Case, Deens of Covington, Grant, Hall, Hurst, Jenkins, Lee, Matthews, McCain, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—20.

The bill,

H. 528. To prevent hogs, pigs, sheep and goats from running at large in certain portions of Colbert county and to provide for establishing certain districts in said county in which said stock may be prevented from running at large.

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Case, Deens of Covington, Hall, Horton, Hurst, Lee, Matthews, McCain, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Wiley, Windham—21.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason, from committee on Enrolled Bills re-

ported the following bills as having been correctly enrolled:

S. 128. To preserve game animals and birds in the county of Wilcox.

S. 38. To incorporate the Alabama Steel and Wire Company.

S. 178. To repeal an act for the improvement of roads and bridges in Jackson county, approved December the 9th, 1896.

S. 68. To provide for the better construction, repairing, working and maintenance of the public roads and bridges in Talladega county.

S. 107. To extend and define the corporate limits of the city of Montgomery, in the county of Montgomery, and State of Alabama.

S. 105. To authorize the city council of Montgomery to extend the mains or pipes of its water works outside of the corporate limits of the city of Montgomery, and to charge tolls for supplying water therefrom and tapping the same.

SENATE BILLS SIGNED.

The president of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the secretary, signed the above Senate bills, the titles of which are set out in the foregoing report of the committee on enrolled bills.

SPECIAL ORDER.

The Senate next proceeded to consider the special order for today, which was,

The bill,

S. 90. To further regulate the sentencing and employment of convicts in this state; to appropriate fifty per centum of the net earnings of the convict system to the fine and forfeiture fund of the several counties, and to provide for the inspection of jails.

The question being, the adoption of the substitute reported by the committee,
Pending its consideration,

ADJOURNMENT.

On motion of Mr. Buchanan, at the hour of 1:30 o'clock, P. M., the Senate adjourned until tomorrow morning at 10:30 o'clock.

TWENTY-FOURTH DAY.

Tuesday, December 13th, 1898.

The Senate met pursuant to adjournment.

Prayer by Mr. Hall of the Senate.

Present:

Messrs. President, Boykin, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deans of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—30.

LEAVE OF ABSENCE.

Leave of Absence was granted to Mr. Lyons for yesterday and to-day.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Wiley—

S. 244. To amend Section 1169 of the Code.

Judiciary.

By Mr. Horton—

S. 245. To describe the manner of entry upon the records of satisfaction in whole or in part, of mortgages, deeds of trust, judgements, mechanics' liens and other recorded liens and give effect thereto.

Judiciary.

By Mr. Stevens—

S. 246 To prohibit stock from running at large in beats 4 and 5 in Coosa County in this State, and make a penalty for each violation.

Local Legislation.

By Mr. Thompson, by request—

S. 247. To amend an act which relates to the Southern University, an institution of learning, located in Greensboro, in Hale county, Alabama, and which was approved February 16, 1883; and which is act number 223, House bill 701; and which is printed in the "Acts of the General Assembly" on pages 393, 394, 395 and 396.

Education.

By Mr. Hall—

S. 248. For the relief of O. D. Street.

Finance and Taxation.

By Mr. Meador—

S. 249. To change the name of the "Alabama Baptist Colored University" to that of "Selma University," and to confer additional powers.

Education.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 113. For the protection of persons keeping public pastures, or training stables for the development of horse.

H. 259. To amend Section 427 of the Code.

H. 261. To amend Section 1339 of the Code.

H. 268. To amend Section 3838 of the Code.

H. 271. To authorize the appointment of a Special Justice of the Supreme Court when a Regular Justice is absent or unable to perform his duties on account of sickness or other cause.

H. 438. To establish an additional Circuit, County and Chancery Court in the county of Lawrence and provide times and a place for holding the same.

H. 461. To establish a new charter for the town of Prattville in Autauga county, Alabama.

This bill ordered without engrossment.

H. 492. To amend Section 2626 of the Code of Alabama, making the legal rate of interest six per centum.

H. 454. To incorporate the Birmingham Academy of Music.

H. 544. To authorize Commissioners Court to appropriate \$250.00 from the general fund of Elmore county to fine and forfeiture fund yearly for five years.

H. 545. To regulate the fine and forfeiture fund of Elmore county.

H. 598. To prohibit the sale or giving away of vinous, spirituous or malt liquors, or intoxicating bitters or beverages, within six miles of the Baptist church in Ashford, Henry county, Alabama.

H. 630. To establish, maintain and regulate a Dispensary in the town of Columbia, Henry county, Alabama, for the sale of spirituous or vinous liquors, malt liquors, wines, cider or other intoxicating liquors, and to establish a board of directors for the purpose of better controlling and managing the sale of spirituous or vinous liquors, malt liquors, wines, ciders, or other intoxicating liquors, and for other purposes.

H. 29. To continue and renew the general appropriation for the ordinary expenses of the State government, for interest on the public debt, and for the public schools.

The last named bill ordered without engrossment.

And the House has adopted the House joint resolution herewith sent requesting the Governor to return House bill 61, for reconsideration that the bill may be recommitted to the committee for amendment.

And the House non-concurred in the report of the committee of conference on the disagreement of the two houses on the Senate amendment to the bill

H. 139. To make the wilful and malicious poisoning of certain animals a felony.

And the House has concurred in the Senate amendments to the House bills,

H. 378. To further regulate the practice and procedure of the Circuit Court of Clay county, Alabama.

H. 379. To establish a County Court for the county of Clay.

And the House acceded to the request of the Senate for a conference committee on the disagreement of the two houses on the House amendment to the bill,

S. 92. To prevent the Mayor and Aldermen of the city of Huntsville, or any other person from interfering with the fence around the county court house, except by the unanimous consent of the court of county commissioners.

Committee on part of the House, Messrs. Wallace, Harwood and Lee.

And the House has concurred in the report of the conference committee on the House amendments to Senate bill 92.

And the House has amended as therein shown and as amended has passed the bill

S. 76. To establish a charter for the town of Lineville, Clay county, Alabama.

And has passed the following Senate bill:

S. 105. To authorize the city council of Montgomery, to extend the mains or pipes of its waterworks outside of the corporate limits of the city of Montgomery, and to charge tolls for supplying water therefrom and tapping the same.

And the House has amended as therein shown, and as amended has passed the bill—

S. 127. To incorporate the town of Tuskegee in the county of Macon.

And the House has passed the following Senate bills:

S. 4. To amend Section 632 of the Code of 1896.

S. 124. To remove the disabilities of the Chancellor for the Southwestern Chancery Division of Alabama, in cause No. 3740, pending in the thirteenth District of said Chancery Division.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 113.

Agriculture.

H. 259, 261, 268, 271, 438.

Judiciary.

H. 461, 454.

Corporations.

H. 492, 544, 545, 29.

Finance and Taxation.

H. 598, 630.

Temperance.

The House joint resolution, just received, requesting the Governor to return to the House, the House bill 61, was referred to the committee on Rules.

The Senate insisted on its amendment to the House bill—
H. 139. To make the wilful and malicious poisoning of certain animals a felony, and requested a further conference thereon.

And the President announced as the committee on the part of the Senate, Messrs. Boykin and Jenkins.

The Senate concurred in the House amendment to the bill—

S. 76. To establish a charter for the town of Lineville, Clay county, Alabama.

Yeas, 25; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Case, Deans of Shelby, Deans of Covington, Grant, Hall, Horton, Hurst, Jenkins, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thompson, Windham—25.

The Senate also concurred in the House amendment to the Senate bill—

H. 127. To incorporate the town of Tuskegee, in the county of Macon.

Yeas, 25; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Grant, Hall, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—25.

REPORT OF COMMITTEE OF CONFERENCE.

Mr. Pulley, from a committee of conference, submitted the following report:

Mr. President:

Your committee of conference on Senate bill 92, beg leave to report that we have unanimously agreed to strike out the amendment as passed by the House and recommend the passage of the bill in its original form.

E. L. Pulley,
Sowell, of Walker,
Moore,
Bernard Howard,
J. W. Wallase,
Samuel W. Lee.

The Senate concurred in report of the committee.

Yeas, 20; nays, 0.

Yeas:

Messrs. President, Boykin, Buchanan, Grant, Horton, Hurst, Jenkins, Lee, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Wiley, Windham—20.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Boykin, from Judiciary, favorably—

S. 224. To provide for the payment of certain fees to the sheriff of Elmore county.

Also—

S. 236. To repeal an act to require fire insurance companies doing business in the county of Montgomery to pay annually two hundred dollars each to a fund for the benefit of the fire companies of the city of Montgomery. To provide a penalty for a failure or refusal to pay said fund, and to regulate the disposition of said fund, approved February 10, 1897.

Also—

S. 227. To amend Section 3755 (72) of the Code of Alabama, of 1896.

Also—

S. 241. To legalize the acts of the Jury Commissioners of Walker county, Alabama, in filling the jury box of said county and the drawing of the grand and petit juries therefrom in November, 1898, for the year 1899.

Also—

S. 240. To authorize the Judge of the City Court of Montgomery to limit the time within which bills of exceptions may be presented in criminal cases in said court.

Also—

H. 213. To amend an act to regulate the trials of misdemeanors in Sumter county, approved December 8, 1882.

Also—

H. 432. To abolish the city court of Bridgeport and to transfer all the civil cases at law and the criminal cases therein pending together with all the dockets, papers and books relating to said cases in said city court to the circuit court of Jackson county, Alabama.

Also—

H. 485. To authorize submission of causes in divorce cases in courts of equity for final decree at term time or in vacation after a decree *pro confesso* has been obtained.

By Mr. Brown, from Revision of Laws, favorably—
S. 220. To amend Section 5616 of the Code.

Also—

H. 140. To amend Section 4306 of the Code, so as to exclude the County of Marengo.

Also—

H. 185. To repeal Section 1017 and Section 1018 of the Revised Code of 1896, in so far as the same relates to Jefferson county.

Also—

H. 294. To amend Sections 7 and 8 of an act entitled "An act to amend a charter for the town of Louisville, in Barbour county," approved February 20, 1889.

Also—

H. 316. To amend Section forty-six hundred and fifty-nine (4659) of the Code of Alabama of 1896.

Also—

H. 358. To enlarge the criminal jurisdiction of justices of the peace in Jefferson county.

Also, with amendment—

H. 450. To re-enact Sections 4589 and 4630 of the Criminal Code of Alabama, so as to confer criminal jurisdiction on justices of the peace in Tallapoosa county.

Also, with amendment—

H. 333. To amend Section 3520 of the Code, so far as it relates to Henry county.

By Mr. Meador, from Finance and Taxation, favorably—

S. 242. To amend an act entitled "An act for the relief of Peter Wier, J. B. Buntin and R. M. Long, of Pickens county," approved February 18th, 1897. (Acts, 1896-7, page 1415) so as to read as follows:

Also—

S. 243. To amend Section 3916 of the Code of Alabama.

Also, adversely—

S. 238. For the relief of the Christian & Craft Company, a corporation, by refunding to it a portion of the amount paid by it for a license to transact business as a corporation.

Also, favorably—

H. 21. For the relief of W. A. McClendon, late sheriff of Henry county.

Also—

H. 118. To amend an act entitled "An act to provide for the compensation of sheriffs of Mobile and Jefferson counties for *ex-officio* services, so as to include the sheriff of the County of Montgomery.

Also—

H. 242. To authorize the mayor and council of the town of Avondale to negotiate a loan for the purpose of establishing electric lights and water supply in the town of Avondale, and to issue bonds for the payment of said loan.

Also—

H. 366. To fix the salary of the members of the commissioners' court of Jefferson county, Alabama.

Also—

H. 417. To amend subdivision 32 of Section 21 and Section 24 of an act entitled "An act to establish a new charter for the City of Birmingham, Alabama," approved December 12th, 1890.

Also—

H. 455. To pay W. B. Morgan, Tim Rarden and C. C. Smith for the arrest and conviction in the circuit court of Walker county of certain persons herein named, of being engaged or concerned in the riot in said county on the 6th day of May, 1894.

By Mr. Wiley, from Corporations, favorably—

H. 501. To give full power and authority to "The North Alabama Conference of the Methodist Episcopal Church, South," to convey certain property, real and personal, choses in action, franchises, rights and privileges, to "The Annual Alabama Conference of the Methodist Episcopal Church, South."

By Mr. Sowell, from Local Legislation, favorably—

S. 229. To establish a board of revenue for Choctaw county.

Also—

S. 230. To abolish the court of county commissioners of Choctaw county.

H. 334. To authorize and empower the court of county commissioners of Jefferson county to improve the channel of the stream or water course in said county known as Valley Creek and to appropriate money from the general fund in the county treasury therefor and to perform other acts pertaining thereto.

Also—

H. 339. To prevent stock from running at large in precinct No. 12, Randolph county, Alabama, a stock law district, as the same was made by the commissioners' court of Randolph county, Alabama, and spread upon the minutes of said court.

Also—

H. 342. To extend and better define the corporate limits of the City of Jasper, in Walker county, Alabama.

Also—

H. 395. For the preservation and protection of birds in Lee county.

Also—

H. 403. To require all persons who are liable to road duty in Pickens county, to work not less than five days in each and every year on the public roads of said county, not counting the days engaged in opening new roads.

By Mr. Horton, from Agriculture, favorably—

H. 365. To change the name of the Agricultural and Mechanical College of Alabama.

By Mr. Grant, from Temperance, favorably—

H. 352. To prohibit the sale, giving away or otherwise disposing of any spirituous, vinous or malt liquors or intoxicating beverages within one mile of the postoffice in the village of Killen, in the County of Lauderdale.

By Mr. Sowell, of Limestone, from Privileges and Elections, favorably—

H. 527. To provide for the election of officers in the town of Centerville, and to grant said town additional powers.

By Mr. Sowell, of Limestone, from Municipal and County Organizations, favorably—

H. 579. To grant a new charter for the town of Winfield, in the County of Marion, and State of Alabama.

MESSAGE FROM THE GOVERNOR.

December 13th, 1898.

Mr. President:

I am directed by the Governor to communicate to the Senate a message in writing.

Respectfully,

H. B. MAY,

Rec. Secretary.

Gentlemen of the Senate:

I transmit herewith to you the report of the commissioners appointed under the act approved Feb. 18th, 1897, "to ascertain and report to the General Assembly whether the State was indebted to the University in any amount exceeding that then acknowledged." One of these commissioners was appointed by me, one by the trustees of the University, and the other by the Society of the Alumni. Their character and ability, and the research and labor given by them to this subject entitles their judgment and conclusions to the confidence of every citizen.

A majority of the commissioners report that the State does not owe the University anything above that now and heretofore recognized. The minority report does not concede this: Both reports fail to emphasize the fact that the State for many years has paid to the University eight per cent. on its indebtedness, when it could have floated bonds and have paid the principal of the debt at a cost in interest of one-half that paid.

This report is of the greatest value. It displays thoroughness of research, clearness of statement and correctness of conclusion. It shows that the State has never betrayed the trust reposed in it and has been just and liberal to the University and frees that institution

from asserting any claims against the State other than those that appeal to the highest and most patriotic impulses of the people.

The fifth section of the act creating this commission left the compensation of the commission to be fixed by the General Assembly, to be paid one-half by the State and the other by the University. I respectfully suggest that you cause the report to be printed in the Journal of one house, so that it may be permanently preserved, and that you take such action in regard to the same, and to the compensation of the commissioners as your wisdom may suggest.

Respectfully,

JOS. F. JOHNSTON,
Governor.

December 13th, 1898.

The message was referred to the Committee on Education.

REPORT OF COMMITTEE ON RULES.

Mr. Matthews, from the Committee on Rules, reported favorably; with an amendment, the resolution raising a joint committee to visit the Girls' Industrial School at Montevallo.

The amendment is as follows:

That a joint committee be appointed, two on part of the Senate and three on part of the House, to visit the Girls' Industrial School at Montevallo, at the expense of the committee.

The amendment was adopted, and the resolution was adopted.

RESOLUTION.

By leave, Mr. Sowell, of Walker, offered the following resolution, which was immediately considered and adopted:

Resolved, That the Senate hold an afternoon ses-

sion for the purpose of passing local bills and that the call of the districts be had, and that each Senator be allowed to call up one bill on the call of his district.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason, from the Committee on Enrolled Bills, reported the following bills as having been correctly enrolled:

S. 106. To authorize the city council of Montgomery to issue bonds for the purpose of borrowing money to build and equip school houses, and to purchase and improve public parks, whether situated in said city or outside.

S. 124. To remove the disabilities of the chancellor for the Southwestern Chancery Division of Alabama in cause No. 3740, pending in the Thirteenth district of said Chancery division.

S. 4. To amend Section 632 of the Code of 1896.

S. 188. To amend subdivision 32 of Section 21 and Section 24 of an act entitled "An act to establish a new charter for the City of Birmingham, Alabama," approved December 12th, 1890.

SIGNING OF SENATE BILLS.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above Senate bills, the titles of which are set out in the foregoing report of the Committee on Enrolled Bills.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested:

H. 340. To better provide for the working of the public roads of St. Clair, Cherokee, Franklin and Shelby counties.

H. 91. To authorize and empower the Selma Cotton Mill Company to issue and sell its first mortgage bonds in an amount not exceeding its paid-up capital stock and to secure the same by a first mortgage on its property, real and personal, and its franchises, by the consent of the holders of the larger part in value of its capital stock, expressed by vote at a meeting of the stockholders called for that purpose.

H. 378. To further regulate the practice and procedure of the circuit court of Clay county.

H. 379. To establish a county court for the County of Clay.

H. 363. To ratify the incorporation of the town of Falkville, Morgan county, Alabama, and to confer additional powers upon the same.

MASSEY WILSON,
Clerk.

SIGNING HOUSE BILLS.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the House bills whose titles are set out in above and foregoing House message.

SPECIAL ORDER.

The Senate next considered the special order for to-day which was the bill,

S. 90. To further regulate the sentencing and employment of convicts in this State; to appropriate fifty per centum of the net earnings of the convict system to the fine and forfeiture fund of the several counties, and to provide for the inspection of jails.

The substitute reported by the committee pending.

Mr. Cunningham, (Mr. Matthews presiding,) offered an amendment as follows:

Amend Section 1, of the substitute, in the second and third lines strike out the phrase "of the crime," and after the word "of" insert the letter "a."

Which was adopted.

Mr. Cunningham, also, offered two further amendments.

Amend section 2, of the substitute, in lines 3, 6 and 7, strike out the words "or ore" where they occur in said lines.

Also, to strike out section 4 and insert the following: Section 4. Be it further enacted, that on the first day of January of each year, beginning with the year 1901, one-half of the net earnings for the preceding year of the convicts sentenced to hard labor for the state, shall be placed to the credit of the fine and forfeiture fund of the several counties of this state. That it shall be the duty of the president of the Board of Inspectors of Convicts, under the direction of the Governor, to pro rate this money among the several counties according to the number of convicts sentenced to hard labor for the state from each county in the preceding year. Provided, however, that in counties which have no fine and forfeiture fund, the money due such counties, under the provisions of this section, shall be placed to the credit of the general fund, or as the courts of county commissioners or boards of revenue may direct.

On motion of Mr. Cunningham the further consideration of these amendments, the substitute and the bill, were postponed until tomorrow morning, after reports of the committees, and was made the special order for that hour.

BILLS ON THIRD READING.

The bill,

H. 75. To prevent stock from running at large in precincts Nos. 6, 7, 8, 9, 10, 11, 12 and 15 in Cleburne county; and all of precincts No. eight (8) and nine (9) and that part of precinct twelve (12) north of the city of Greenville, the Greenville and Pineapple road and the old Montezuma road in Butler county, Alabama, and in sections five (5), six (6), and seven (7), township eighteen (18), range nine (9), and sections one (1), two (2), and twelve (12), township eighteen (18), range eight (8), making one hundred yards the line west and northwest

of the public road known as the Oxford and Shinbone road running through section six (6), township eighteen (18), range nine (9), and sections 1 and 2 in township 18, range 8, in Clay county, Alabama.

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Jenkins, Matthews, McCain, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—21.

The bill,

H. 411. To incorporate the town of Jemison, in the county of Chilton, State of Alabama; and to repeal all former charters for, and acts incorporating said town.

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Boykin, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Jelks, Lee, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—18.

The bill,

S. 67. To make conveyances or certified copies thereof whether absolute or on condition which have heretofore been acknowledged or proven according to law, self proving, if already recorded, or if recorded within twelve months.

Was read a third time and passed. Yeas, 2 nays, 0.

Yeas:

Messrs. President, Boykin, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Horton, Hurst, Matthews, McCain, Meador, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley,—20.

The bill,

H. 34. To authorize the mayor and aldermen of the

city of Huntsville, to issue bonds of said city to an amount not exceeding twenty thousand dollars.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Lee, Matthews, McCain, Meador, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—22.

The bill,

S. 100. To establish a separate school district to be known as the Guntersville school district in Marshall county, Alabama.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Case, Deens of Covington, Grant, Hall, Hurst, Lee, Matthews, McCain, Meador, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason—20.

And was ordered to be sent to the House without engrossment.

The bill,

S. 235. Regulating the office of county superintendent of education in the counties of Lawrence, Calhoun, Saint Clair and Cleburne,

Was taken up.

The amendment reported by the committee, striking out Calhoun, Saint Clair and Cleburne counties from caption and body of bill,

Was adopted, and the bill as amended

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. Brown, Buchanan, Grant, Horton, Hurst, Jelks, Lee, Matthews, Meador, Moody, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson—18.

The bill,

H. 229. To fix and regulate the fees of justices of the peace and notaries public and ex-officio justices of the peace and constables in the county of Barbour.

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Buchanan, Caffee, Deans of Shelby, Deens of Covington, Hall, Horton, Hurst, Jelks, Lee, Matthews, Meador, Moody, Nunnellee, Pulley, Sowell of Limestone, Sowell of Walker, Thomason—18.

The bill,

H. 243. To establish a county school-book board and to select a uniform series of text books for use in the public schools in the counties of Lamar and St. Clair.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Boykin, Buchanan, Caffee, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Matthews, McCain, Meador, Moody, Moore, Pulley, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson—22.

The bill,

H. 524. To grant a new charter for the town of Hamilton, in the county of Marion and State of Alabama.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Boykin, Buchanan, Caffee, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Thompson, Windham—22.

The bill,

H. 525. To grant a new charter for the town of Guin, in the county of Marion and State of Alabama.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Boykin, Buchanan, Deans of Shelby, Deens of Covington, Hurst, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—20.

The bill,

H. 428. To regulate the trial of misdemeanors in the county of Elmore.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Case, Deens of Covington, Grant, Hall, Jelks, Lee, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason—20.

The bill,

S. 176. To further regulate the sale, giving away, or delivery of spirituous, vinous and malt liquors in the State of Alabama,

Was taken up.

Pending its consideration,

RECESS.

At the hour of 1:22 o'clock P. M., on motion of Mr. Wiley, the Senate took a recess until 3 o'clock this afternoon.

AFTERNOON SESSION.

The Senate re-assembled at 3 o'clock. and was called to order by the president.

A quorum was present.

RECONSIDERATION.

On motion of Mr. Moody, the vote by which the resolution offered this morning by Mr. Sowell, of Walker,

providing for a call of the districts this afternoon, when each senator shall be allowed to call up one local bill,

Was re-considered.

And the Senate resumed consideration of the Senate bill,

S. 176. To further regulate the sale, giving away, or delivery of spirituous, vinous, and malt liquors in the State of Alabama.

Mr. Case offered the following amendment:

That section 9th, of said bill, in the 18th line be amended after "dispensaries" so as to read as follows: Shall be the property of the State to be paid into the State treasury as already provided by law for the paying into said treasury as other money, and the same to be kept separate from other funds, to be known as the dispensary fund, to be distributed equally among the common schools of this state, for the education of the children.

Which, on motion of Mr. Moody, was laid on the table.

Yeas, 20; nays, 2.

Yeas:

Messrs. President, Boykin, Buchanan, Caffee, Deans of Shelby, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, Moody, Moore, Nunnellee, Sowell of Limestone, Sowell of Walker, Thomason, Windham—20.

Nays:

Messrs. Case and Pulley—2.

Amendments were offered to strike numerous counties from the provisions of the bill.

On motion of Mr. Moody, the further consideration of the bill and amendments were postponed until January 25th, 1899, at 12 o'clock m., and made the special order for that hour.

ANNOUNCEMENT.

The President of the Senate announced that the vacancies on several committees caused by the resignation of Senator Abercrombie would be filled by,

Mr. Moody, on Education.
 Mr. Jelks, on Local Legislation.
 Mr. Windham, on Military.

BILLS ON THIRD READING.

The bill,

S. 233. To abolish the county court of Clay county, organized under the general statutes of Alabama and to confer the power and jurisdiction of said abolished court upon the county court of Clay county recently established by this Legislature for said county of Clay and to provide for the transfer of all the cases pending in said abolished court to the new court so established,

Was read a third time and passed. Yeas, 22; nays, 1.

Yeas:

Messrs. President, Buchanan, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Thompson, Wiley, Windham—22.

Nays:

Mr. Deans of Shelby—1.

The bill,

H. 32. To authorize the town council of the town of Tuskegee to issue and negotiate bonds of said town for an amount not exceeding thirty thousand dollars, for the purpose of constructing and maintaining a system of water works and a system of electric lights, one or both, in said town,

Was taken up.

Mr. Thompson offered an amendment as a substitute for Section 4, which was adopted.

The bill, as amended, was read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley Rather, Sowell of Limestone, Sowell of Walker, Thomason, Thompson, Wiley—24.

The bill,

S. 200. To establish a court of county revenues for Coosa county, and to define its duties and powers,

Was read a third time and passed. Yeas, 22; nays, 6.

Yeas:

Messrs. President, Boykin, Brown, Caffee, Grant, Horton, Jenkins, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—22.

Nays:

Messrs. Buchanan, Case, Deans of Shelby, Deens of Covington, Hall, Hurst—6.

And it was ordered to be sent to the House without engrossment.

The bill,

S. 183. To amend Section 4 of "An act to prevent in certain cases the sale, exchange and transportation of cotton in the counties of Montgomery, Bullock, Dallas, Russell, Lowndes, Wilcox, Sumter, Autauga, and in Beats Nos. 1, 2, 3, 4, 5, 6, 7, 8 and 9, of Hale, and of cotton produced in said counties," approved February 1, 1879,

Was taken up.

The amendment reported by the committee was adopted.

And the bill, as amended, was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deens of Covington, Grant, Horton, Hurst, Jenkins, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Wiley—21.

The bill,

S. 199. To abolish the court of county commissioners of Coosa county,

Was read a third time and passed. Yeas, 20; nays, 5.

Yeas:

Messrs. President, Boykin, Brown, Caffee, Grant, Jenkins, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Wiley, Windham—20.

Nays:

Messrs. Case, Deans of Shelby, Deens of Covington, Hall, Hurst—5.

The bill,

H. 310. To authorize the mayor and councilmen of Troy to issue bonds of said city not exceeding fifty-five thousand dollars, for the purpose of refunding the bonds issued by said mayor and councilmen of Troy, under an act of the General Assembly of Alabama, approved February 18, 1891, entitled, "An act to authorize the mayor and councilmen of Troy, in Pike county, to erect and maintain or otherwise provide a system of water works for said City of Troy, and issue bonds in payment thereof in an amount not exceeding fifty thousand dollars."

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Hurst, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—20.

The bill,

H. 215. To incorporate the town of McFall, in Talladega and Calhoun counties, Alabama, and to prescribe certain powers and to create a school district within certain limits,

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Case, Deens of Covington, Grant, Hurst, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—17.

The bill,

H. 133. To amend Section 1 of an act entitled "An act to prescribe the duties and qualifications of attorneys and counselors at law, and regulate their admission to practice in the courts of the State," approved February 18th, 1897,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Caffee, Case, Deens of Covington, Grant, Hall, Hurst, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—20.

The bill,

H. 234. To provide for the relief of Richard Chitwood by compensating him out of the county treasury of DeKalb county for the registration of electors in said county during the time the said Richard Chitwood has been county registrar of said county, and to provide for the compensation of county registrars of electors in the said DeKalb county in the future,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Caffee, Case, Deens of Covington, Grant, Hall, Hurst, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—20.

The bill,

H. 280. To amend Section 4003 of the Code,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Hall, Horton, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—21.

The bill,

H. 298. To amend Section 1375 of the Code, so far as the same relates to Dale, Cullman and Coffee coun-

ties.

The amendment reported by the committee was adopted.

And the bill, as amended, was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Boykin, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Hurst, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Windham—20.

The bill,

H. 386. To incorporate the North Alabama Conference College,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Hurst, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—20.

The bill,

H. 187. To relieve Wilbur Edrald Kelly of the disabilities of non-age,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Hurst, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—20.

The bill,

H. 158. To provide for repairing and refurnishing the capitol and keeping the grounds in order.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Caffee, Case, Deans of Shelby,

Deens of Covington, Grant, Hall, Hurst, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—20.

The bill,

H. 169. To authorize the court of county commissioners of Escambia county to issue bonds of said county for an amount not exceeding twenty-five thousand dollars, for the purpose of building a bridge across the Conecuh river,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Hurst, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—20.

The bill,

H. 286. To regulate the fees and allowances for services in and about the administration and guardianship of estates so far as the same relates to Dale county,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Hurst, Jelks, Lee, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—21.

The bill,

H. 159. For the relief of the Helen Keller Library and Literary Association,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Hurst, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather,

Sowell of Limestone, Sowell of Walker, Stevens,
Thomason, Windham—21.

The bill,

H. 381. To confirm and extend the incorporation of
the Selma Press and Warehouse Company,

Was read a third time and passed. Yeas, 19;
nays, 0.

Yeas:

Messrs. President, Deans of Shelby, Deens of
Covington, Hall, Hurst, Lee, Matthews, McCain, Meador,
Moody, Moore, Nunnellee, Pulley, Rather, Sowell of
Limestone, Sowell of Walker, Stevens, Thomason,
Windham—19.

ADJOURNMENT.

At the hour of 5:22 o'clock p. m., on motion of Mr.
Matthews, the Senate adjourned until to-morrow
morning at 10:30 o'clock.

TWENTY-FIFTH DAY.

Wednesday, December 14th, 1898.

The Senate met pursuant to adjournment.

Prayer by Mr. Grant, of the Senate.

Present:

Messrs. President, Boykin, Brown, Buchanan,
Caffee, Case, Deans of Shelby, Deens of Covington,
Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee,
Lyons, Matthews, McCain, Moody, Moore, Nunnellee,
Pulley, Rather, Sowell of Limestone, Sowell of
Walker, Stevens, Thomason, Thompson, Wiley,
Windham—30.

JOURNAL.

On motion of Mr. Matthews, the reading of the Journal of yesterday was dispensed with, and it was approved.

LEAVES OF ABSENCE.

Leaves of absence were granted to Messrs. Meador and Horton and Windham for the remainder of the session, after to-day, and to Mr. Moore for this afternoon.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read the first time and referred to appropriate committees, as follows:

By Mr. Pulley—

S. 250. To repeal subdivision No. 43 of Section 4122, Code of Alabama (1896), so far as the same applies to the County of Madison, in the State of Alabama.

Revision of Laws.

Also—

S. 251. To further prevent the sale or otherwise disposal of spirituous, vinous or malt liquors on the Sabbath day.

Temperance.

Also—

S. 252. To repeal subdivision 1 of Section 4122 of Code of Alabama (1896), so far as the same applies to the County of Madison, in the State of Alabama,

Revision of Laws.

Also—

S. 253. To amend subdivision 1 of Section 4122 of Code of 1896.

Revision of Laws.

By Mr. Cunningham, by request (Mr. Boykin presiding)—

S. 254. To amend Sections 3, 7 and 8 of an act entitled "An act to regulate the practice of dentistry in the State of Alabama," as amended February 28th, 1887.

Judiciary.

Also—

S. 255. To authorize the board of mayor and aldermen of the town of Pratt City, in Jefferson county, Alabama, to issue and negotiate bonds of said town to an amount not exceeding twenty-five thousand (\$25,000.00) dollars for the establishing and maintaining of a system of water works for the fire department and sanitary and domestic uses, and providing for the redemption of said bonds.

Finance and Taxation.

By Mr. Nunnellee—

S. 256. To fix the time of holding the circuit court of St. Clair county, and to dispense with a grand jury in said court, unless such jury be ordered by the judge thereof.

Judiciary.

By Mr. Windham—

S. 257. To better provide for the indiscrimination of the support of the State government by the different counties of the State of Alabama.

Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 199. For the protection of song birds, game fowls and game mammals in the State of Alabama.

H. 336. To amend Section 2656 of the Code of 1896.

H. 337. To allow and provide for the waiver of a special venire in capital felonies where the defendant, on arrignment, or at any time before a special venire is

drawn, pleads guilty; and to regulate the practice in such cases.

MASSEY WILSON,
Clerk.

HOUSE MESSAGE.

The House bills just received, the titles of which are set out in the foregoing House message, were severally read the first time and referred to appropriate committees, as follows:

H. 199, 337, to Judiciary.

H. 336, to Revision of Laws.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Brown, from Revision of Laws, favorably—

H. 149. To repeal a part of Section 2038 of the Code of Alabama, so far as the same applies to Bullock county.

By Mr. Matthews, from Finance and Taxation, favorably—

H. 101. To provide for the creation of the office of auditor of Jefferson county; and to define the powers and duties thereof, and the manner of appointment and election to office.

Also—

H. 549. To regulate fees of justices of the peace and constables in the counties of Lamar and Fayette

By Mr. Wiley, from Corporations, favorably—

H. 454. To incorporate the Birmingham Academy of Music.

Also—

H. 461. To establish a new charter for the town of Prattville, in Autauga county, Alabama.

By Mr. Sowell, of Walker, from Local Legislation, favorably—

S. 246. To prohibit stock from running at large in Beats 4 and 5 in Coosa county in this State, and make a penalty for its violation.

By Mr. Jenkins, from Education, favorably—

S. 247. To amend an act which relates to the Southern University, an institution of learning located in Greensboro, in Hale county, Alabama, and which was approved February 16th, 1883; and which is Act No. 223, House Bill 701, and which is printed in the "Acts of the General Assembly of Alabama," on pages 393, 394, 395 and 396.

Also—

H. 136. To provide for the election of county superintendent of education of Washington county.

Also—

H. 177. To amend Section 5 of an act to create the town of Greensboro, Alabama, a separate school district; to incorporate the same and define its powers and duties, and to provide for the maintenance and management of the public schools of said district; naming trustees and fixing their tenure of office.

Also—

H. 182. To provide for the election of a county superintendent of education for Jefferson county by the qualified voters of said county residing in the townships and districts and parts of townships and districts over which the law gives a county superintendent of education for said county jurisdiction.

Also—

H. 362. To incorporate the Falkville Normal College of Falkville, Morgan county, Alabama.

By Mr. Sowell, of Limestone, from Privileges and Elections, favorably—

H. 413. To relieve James Wiley Thomason, of Bullock county, Alabama, a minor eighteen years of age, of the disabilities of non-age.

By Mr. Grant, from Temperance, favorably—

H. 598. To prohibit the sale or giving away of vinous, spirituous or malt liquors, or intoxicating bit-

ters or beverages within six miles of the Baptist Church in Ashford, Henry county, Alabama.

Also—

H. 630. To establish, maintain and regulate a dispensary in the town of Columbia, Henry county, Alabama, for the sale of spirituous or vinous liquors, malt liquors, wines, cider or other intoxicating liquors, and to establish a board of directors for the purpose of better controlling and managing the sale of spirituous or vinous liquors, malt liquors, wines, ciders or other intoxicating liquors, and for other purposes.

By Mr. Matthews, from Finance and Taxation, favorably—

H. 291. To continue and renew the general appropriation for the ordinary expenses of the State government for interest on the public debt, and for the public schools.

By Mr. Boykin, from Judiciary, favorably—

S. 144. To create a jury commission for St. Clair county, to prescribe the duties of said commission, and to provide for securing competent and well qualified jurors in said county.

Also—

S. 166. To establish a county court for the County of St. Clair.

By Mr. Matthews, from Penitentiary, favorably—

H. 370. To declare valid certain claims against the fine and forfeiture fund of Tuskaloosa county.

MESSAGE FROM THE GOVERNOR.

December 14th, 1898.

Mr. President:

I have the honor to inform you that the Governor has signed the following bills:

House—Nos. 11, 27, 83, 86, 233, 246, 293, 392, 407, 98, 239, 317, 460, 459, 309, 64, 379, 340, 378, 363, 91, 65.

Senate—Nos. 23, 71, 157, 31, 41, 97, 174, 86, 87, 42, 107, 105, 128, 38, 178, 68, 124, 4, 66, 188.

Respectfully,

H. B. MAY,
Rec. Secretary.

SPECIAL ORDER.

The Senate next proceeded to consider the special order for to-day, which was

The bill,

S. 90. To further regulate the sentencing and employment of convicts in this State; to appropriate fifty per centum of the net earnings of the convict system to the fine and forfeiture fund of the several counties, and to provide for the inspection of jails.

The amendments offered by Mr. Cunningham on yesterday, pending.

The amendments were severally adopted.

Mr. Caffee offered an amendment as Section 6 of the substitute,

Which was adopted.

Mr. Rather offered an amendment, as follows:

Provided the provisions of this act shall not extend to the counties of Lawrence and Morgan,

Which, on motion of Mr. Cunningham (Mr. Boykin presiding) was laid on the table.

Yeas, 19; nays, 5.

Yeas:

Messrs. President, Boykin, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Hurst, Jelks, Jenkins, Matthews, Moody, Moore, Sowell of Walker, Stevens, Thomason, Windham—19.

Nays:

Messrs. Horton, McCain, Pulley, Rather, Sowell of Limestone—5.

Mr. Jenkins offered the following amendment:

Amend so as to read that the per cent. of State and

county convicts to be worked in the mines shall be left to the discretion of the board of convict inspectors, provided none but those capable of doing mine work shall be leased to the mines;

Which, on motion of Mr. Cunningham, was laid on the table.

Yeas, 20; nays, 3.

Yeas:

Messrs. President, Boykin, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Hurst, Jelks, Lee, Matthews, McCain, Moody, Moore, Sowell of Walker, Thomason, Thompson, Windham—20.

Nays:

Messrs. Jenkins, Pulley, Rather,—3.

The substitute, as amended, was then adopted, with new caption, as follows:

S. 90. To further regulate the sentencing and employment of convicts in this State; to appropriate one-half of the convict system to the fine and forfeiture fund of the several counties of the State; the inspection of the physical condition of convicts employed in mines, and to provide for the inspection of jails.

Mr. Moody moved that the further consideration of the bill be postponed until January 28th, 1899, and be made the special order at 12 o'clock m. on that day.

Mr. Cunningham moved to lay on the table the motion.

Lost.

Mr. Moody's motion prevailed. Yeas, 18; nays, 10.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Hurst, Jelks, Jenkins, Lyons, Matthews, Moody, Moore, Sowell of Walker, Thomason—18.

Nays:

Messrs. Boykin, Horton, Lee, McCain, Pulley, Rather, Sowell of Limestone, Stevens, Wiley, Windham—10.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended, as therein shown, and, as amended, has passed the bills:

S. 162. To provide for holding a convention to revise and amend the Constitution of this State, and for the submission of the question—Convention or No Convention—to a vote of the electors of the State.

S. 63. To provide for the payment of cost out of the convict fund in felony cases sentenced to the penitentiary prior to February 18th, 1897.

And has passed the bill,

S. 194. To provide for the publication of the financial proceedings of the board of revenue of Barbour county.

And the House has adopted the joint resolution herewith sent raising a joint committee to sit during the recess to consider the general revenue bill.

Committee on part of the House: Messrs. Mitchell, Kyle and Brandon.

The House has adopted the House joint resolution herewith sent, tendering a vote of thanks to Messrs. Hasson, Fain, Callahan and Merriweather, and Miss Myrtle Callahan.

And the House has adopted the House joint resolution herewith sent, tendering a vote of thanks of the General Assembly to Lieut. Richmond P. Hobson for his address before this body.

And the House has adopted the House joint resolution herewith sent, requesting the Alabama members of Congress to procure adequate appropriations to complete the opening of the Tennessee river.

And the House has adopted a joint resolution herewith sent, fixing the date of adjournment of the General Assembly for the recess for the holidays, on the 16th instant.

MASSEY WILSON,

Clerk.

HOUSE MESSAGES.

S. 162. The Senate concurred in the House amendment to the Senate bill, S. 162 (the title of which is set out in the foregoing House message).

Yeas, 19; nays, 11.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Grant, Horton, Jelks, Jenkins, Lee, Lyons, Matthews, Moore, Nunnellee, Pulley, Sowell of Limestone, Thomason, Thompson, Wiley, Windham—19.

Nays:

Messrs. Boykin, Case, Deans of Shelby, Deens of Covington, Hall, Hurst, McCain, Moody, Rather, Sowell of Walker, Stevens—11.

S. 63. And the Senate concurred in the House amendment to the bill, S. 63 (the title of which is set out in the foregoing House message).

Yeas, 20; nays, 0.

Yeas:

Messrs. President, Boykin, Buchanan, Caffee, Deans of Shelby, Deens of Covington, Grant, Hurst, Jenkins, Lee, Matthews, McCain, Moore, Pulley, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Wiley, Windham—20.

The House joint resolution, raising a joint committee to sit during recess to consider the general revenue bill,

Was referred to Committee on Rules.

The Senate concurred in the House joint resolution tendering thanks to Messrs. Hasson, Fair, Callahan, and Merriweather, and Miss Myrtle Callahan.

And also concurred in the House joint resolution tendering thanks of the General Assembly to Lieut. Richmond P. Hobson for his address before this body.

And also concurred in the House joint resolution requesting the Alabama members of Congress to procure adequate appropriations to complete the opening of the Tennessee river.

The House joint resolution fixing the date of ad-

journalment for recess of General Assembly on 16th instant,

Was referred to the Committee on Rules.

RECOMMITMENT OF BILLS.

Mr. Sowell, of Limestone, from the Committee on Privileges and Elections, returned the bill,

H. 17. For the relief of W. A. Wilson, ex-sheriff of Franklin county for the removal of prisoners from Lawrence and Jefferson counties to the county of Franklin.

And asked that it be referred to the Committee on Finance and Taxation.

It was so referred.

Mr. Jenkins, from the Committee on Education, returned the bill,

H. 52. To provide for the election of the county superintendent of education of Montgomery county.

And, on motion of Mr. Wiley, was referred to the Committee on Judiciary.

ANNOUNCEMENT OF COMMITTEE.

The President announced as the committee on part of the Senate to visit the Girls' Industrial School at Montevallo:

Messrs. Moore, and Sowell of Walker.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason, from the Committee on Enrolled Bills, reported the following bills as having been correctly enrolled:

S. 92. To prevent the mayor and alderman of the City of Huntsville, or any other person from interfering with the fence around the court house except by the unanimous consent of the court of county commissioners.

S. 76. To establish a charter for the town of Lineville, Clay county, Alabama.

S. 194. To provide for the publication of the financial proceedings of the board of revenue of Barbour county.

S. 127. To incorporate the town of Tuskegee, in the county of Macon.

SIGNING OF SENATE BILLS.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above Senate bills, the titles of which are set out in the foregoing report of the Committee on Enrolled Bills.

BILLS ON THIRD READING.

The bill,
H. 432. To abolish the city court of Bridgeport, and to transfer all the civil cases at law and the criminal cases therein pending together with all the dockets, papers and books relating to said cases in said city court to the circuit court of Jackson county, Alabama,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Jenkins, Lee, Matthews, McCain, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thompson, Windham—22.

The bill,

H. 311. To authorize the mayor and councilmen of Troy to issue bonds of said city for an amount not exceeding \$35,000.00 for the purpose of refunding the bonds issued by said mayor and councilmen of Troy by virtue of an act entitled "An act to authorize the mayor and councilmen of Troy to issue bonds of said city for an amount not exceeding thirty thousand dollars, for the purpose of making and improving streets, establishing sewerage for said city and

paying whatever outstanding floating (not bonded) indebtedness said city may have at the passage of this act."

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deens of Covington, Grant, Jelks, Jenkins, Lyons, Matthews, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Wiley, Windham—21.

The bill,

H. 480 To validate, ratify and confirm the general election for State and county officers held in precinct No. 1, (Gadsden precinct) in Etowah county, Alabama, on 1st Monday in August, 1898,

Was read a third time and passed. Yeas, 22; nays, 2.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Hall, Horton, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—22.

Nays: Messrs. Deans of Shelby, and Hurst—2.

The bill,

H. 485. To authorize submission of causes in divorce cases in courts of equity for final decree at term time or in vacation after a decree *pro confesso* has been obtained,

Was read a third time and passed. Yeas, 25; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Caffee, Deens of Covington, Hall, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—25.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature thereto is requested:

H. 308. To confirm the incorporaion of the town of New Decatur in the county of Morgan, and to enlarge and define the corporate powers of said town.

H. 75. To prevent stock from running at large in precincts Nos. 6, 7, 8, 9, 10, 11, 12, and 15, in Cleburne county; and all of precincts No. eight (8) and nine (9) and that part of precinct twelve (12) north of the City of Greenville, the Greenville and Pineapple road and the old Montezuma road in Butler county, Alabama, and in sections five (5), six (6) and seven (7), township eighteen (18), range nine (9), and sections one (1), two (2), and twelve (12), township eighteen (18), range eight (8), making one hundred yards the line west and northwest of the public road known as the Oxford and Shinbone road running through section six (6), township eighteen (18), range nine (9), and sections 1 and 2 in township 18, range 8, in Clay county, Alabama.

H. 528. To prevent hogs, pigs, sheep and goats from running at large in certain portions of Colbert county and to provide for establishing certain districts in said county in which said stock may be prevented from running at large.

H. 34. To authorize the mayor and aldermen of the City of Huntsville, to issue bonds of said city to an amount not exceeding twenty thousand dollars.

H. 411. To incorporate the town of Jemison, in the county of Chilton, State of Alabama, and to repeal all former charters for, and acts incorporating said town.

H. 133. To amend section 1 of an act entitled "An act to prescribe the duties and qualifications of attorneys and counselors at law, and regulate their admission to practice in the courts of the State," approved February 18th, 1897.

H. 280. To amend Section 4003 of the Code.

H. 286. To regulate the fees and allowances for services in and about the administration and guardianship of estates so far as the same relates to Dale county.

H. 381. To confirm and extend the incorporation of the Selma Press and Warehouse Company.

H. 386. To incorporate the North Alabama Conference College.

H. 187. To relieve Wilbur Edrald Kelly of the disabilities of non-age.

H. 428. To regulate the trial of misdemeanors in the county of Elmore.

H. 158. To provide for repairing and refurnishing the capitol and keeping the grounds in order.

H. 169. To authorize the court of county commissioners of Escambia county to issue bonds of said county for an amount not exceeding twenty five thousand dollars, for the purpose of building a bridge across the Conecuh river.

H. 243. To establish a county school-book board and to select a uniform series of text books for use in the public schools in the counties of Lamar and St. Clair.

H. 229. To fix and regulate the fees of justices of the peace and notaries public and ex-officio justices of the peace and constables in the county of Barbour.

H. 524. To grant a new charter for the town of Hamilton in the county of Marion and State of Alabama.

H. 525. To grant a new charter for the town of Guin in the county of Marion and State of Alabama.

H. 215. To incorporate the town of McFall in Talladega and Calhoun counties, Alabama, and to prescribe certain powers, and to create a separate school district within certain limits.

H. 310 To authorize the mayor and councilmen of Troy to issue bonds of said city not exceeding fifty-five thousand dollars, for the purpose of refunding the bonds issued by said mayor and councilmen of Troy,

under an act of the General Assembly of Alabama, approved February 18, 1891, entitled "An act to authorize the mayor and councilmen of Troy, in Pike county, to erect and maintain or otherwise provide a system of water works for said city of Troy, and issue bonds in payment thereof in an amount not exceeding fifty thousand dollars."

H. 234. To provide for the relief of Richard Chitwood by compensating him out of the county treasury of DeKalb county for the registration of electors in said county during the time said Richard Chitwood has been county registrar of said county, and to provide for the compensation of county registrars or electors in said DeKalb county in the future.

H. 159. For the relief of the Helen Keller Library and Literary Association.

MASSEY WILSON,
Clerk.

SIGNING HOUSE BILLS.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above House bills, the titles of which are set out in the foregoing House message.

REPORT OF COMMITTEE ON RULES.

Mr. Matthews reported favorably the House joint resolution raising a joint committee to sit during recess and to consider the general revenue bill.

The report was concurred in and the resolution was concurred in.

And the President announced as the committee on the part of the Senate: Messrs. Meador and Matthews.

Also, from same committee, reported favorably, the House joint resolution fixing the date of adjournment of the General Assembly on the 16th instant.

The report was concurred in and the resolution was concurred in.

RECESS.

At 1:30 o'clock, on motion of Mr. Sowell, of Limestone, the Senate took a recess until this afternoon at 3 o'clock.

AFTERNOON SESSION.

The Senate reconvened at 3 o'clock, and was called to order by the President.

A quorum was present.

LEAVES OF ABSENCE.

Leaves of absence was granted to Mr. McCain for this afternoon and to Messrs. Brown and Hurst for the remainder of the session.

ORDER TO PRINT.

On motion of Mr. Thompson, 1,000 copies of the Senate bill,

S. 176. To further regulate the sale, giving away or delivery of spirituous, vinous and malt liquors in the State of Alabama.

Were ordered printed and to be turned over to Mr. Moody for distribution.

The President of the Senate laid before the Senate and ordered read the following letter:

December 12, 1898.

*Hon. R. M. Cunningham, President of the Senate, and
Hon. Charles E. Waller, Speaker of the House of
Representatives, Montgomery, Alabama:*

GENTLEMEN—It is impossible for me to express in words the gratitude I feel for the high honor which the State of Alabama has bestowed upon me. The

resolution, a copy of which I received today, I value more highly than any compliment of which I have ever been the recipient. I can only express my sincere thanks and say that I shall make every effort to remain worthy of the regard of the people of Alabama.

With great respect, yours very truly,

JOS. WHEELER.

On motion of Mr. Boykin, the letter was ordered to be spread on the Journal of the Senate.

BILLS ON THIRD READING.

The bill,

H. 225. To establish the Vinemont school district in Cullman county, Alabama.

Mr. Brown offered the following amendment:

Strike out the name of R. M. Walker and insert the name of G. W. McClannahan in lieu thereof in section 11 of the bill,

Which was adopted.

And the bill as amended,

Was read a third time and passed. Yeas, 20 ; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Deans of Shelby, Deans of Covington, Grant, Hall, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Moody, Nunnellee, Pulley, Rather, Sowell of Walker, Thomason, Windham—20.

The bill,

H. 450. To re-enact sections 4589 and 4630 of the criminal code of Alabama, so as to confer criminal jurisdiction on justices of the peace in Tallapoosse county,

And the amendment reported by the committee was adopted and the bill as amended,

Was read a third time and passed. Yeas, 20 ; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan,

Deans of Shelby, Deens of Covington, Grant, Hall, Hurst, Jelks, Lee, Matthews, McCain, Moody, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Windham—20.

The bill,

H. 294. To amend sections 7 and 8 of an act entitled "An act to amend a charter for the town of Lousville, in Barbour county," approved February 20, 1889,

Was read a third time and passed. Yeas, 19 ; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Caffee, Case, Deens of Covington, Hall, Hurst, Jelks, Lee, Moody, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—19.

The bill,

H. 339. To prevent stock from running at large in precinct No. 12, Randolph county, Alabama, a stock law district, as the same was made by the commissioners' court of Randolph county, Alabama, and spread upon the minutes of said court,

Was read a third time and passed. Yeas, 23 ; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, Moody, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—23.

The bill,

H. 242. To authorize the mayor and council of the town of Avondale to negotiate a loan for the purpose of establishing electric lights and water supply in the town of Avondale, and to issue bonds for the payment of said loan,

Was read a third time and passed. Yeas, 23 ; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Hurst, Jenkins, Lee, Lyons, Matthews,

McCain, Moody, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Windham—23.

The bill,

H. 342. To extend and better define the corporate limits of the City of Jasper, in Walker county, Alabama,

Was read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Windham—24.

The bill,

H. 366. To fix the salary of the members of the commissioners' court of Jefferson county, Alabama,

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, Moody, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Windham—23.

The bill,

H. 403. To require all persons who are liable to road duty in Pickens county, to work not less than five days in each and every year on the public roads of said county, not counting the days engaged in opening new roads,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Boykin, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Hurst, Jelks, Lee, Lyons, Matthews, Moody, Nunnellee, Pulley, Rather, Sowell of Walker, Thomason, Windham—21.

The bill,

H. 73. To amend section 3 of an act entitled "An act to authorize the commissioners' court of Choctaw and Clarke counties to establish districts in which stock may be prevented from running at large," so far as it relates to Choctaw county,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Case, Deens of Covington, Grant, Hurst, Jelks, Lee, Lyons, Matthews, Moody, Nunnellee, Pulley, Rather, Sowell of Walker, Thomason—18.

The bill

H. 228. To better provide for the payment of state witnesses in the county of Baldwin,

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Buchanan, Caffee, Case, Deens of Covington, Grant, Hurst, Lee, Lyons, Matthews, Moody, Nunnellee, Pulley, Rather, Sowell of Walker, Thomason, Windham—17.

The bill,

H. 312. To authorize the mayor and councilmen of Troy to issue bonds of said city, not exceeding twenty-five thousand dollars, for the purpose of refunding the bonds issued by said mayor and councilmen of Troy by virtue of an act of the General Assembly of Alabama, approved February 18, 1891, entitled "An act to authorize the mayor and councilmen of Troy to erect and maintain a system of electric lights and issue bonds in payment thereof in an amount not exceeding twenty thousand dollars,"

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Boykin, Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, Moody, Nunnellee, Pulley, Rather, Sowell of Walker, Thomason, Windham.—21.

The bill,

H. 281 To amend section 3931 of the code,

Was read a third time and passed. Yeas, 19;
nays, 0.

Yeas:

Messrs. President, Boykin, Buchanan, Case, Deens of Covington, Grant, Jelks, Lee, Lyons, Matthews, Moody, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—18.

The bill,

H. 16. To authorize the court of county commissioners of Etowah county to issue and sell warrants of said county not exceeding twenty thousand dollars for each year for a period not exceeding four years to pay the current expenses of said county in cash, and to provide for the payment of interest thereon.

Was read a third time and passed. Yeas, 19;
nays, 1.

Yeas:

Messrs. President, Boykin, Buchanan, Caffee, Case, Deens of Covington, Grant, Jelks, Lee, Lyons, Matthews, Moody, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—19.

Nays: Mr. Hurst—1.

The bill,

S. 225. To confirm and amend the incorporation of Central City Building and Loan Association of Selma, Alabama, and to give it additional powers and privileges.

Was amended, and as amended,

Was read a third time and passed. Yeas, 20;
nays, 0.

Yeas:

Messrs. President, Boykin, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Hurst, Lee, Lyons, Matthews, Moody, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—20.

The bill,

H. 304. For the preservation of quails otherwise called patridges in the county of Mobile,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Boykin, Buchanan, Case, Deens of Covington, Grant, Hurst, Lee, Lyons, Matthews, Moody, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—18.

The bill,

H. 218. To relieve clerks of the circuit, county city and criminal courts from the payment of any sums of money chargeable on account of feed of prisoners in cases in which confessions of judgment for fine and costs were made and such feed bills were not taxed and collected.

Was taken up.

And the amendment reported by the committee, as follows: Amend by inserting the words "defendant and" before the words "sureties" in the first proviso, and also add at the close of the first proviso the words, "and no execution shall issue in such cases,"

Was adopted,

And the bill, as amended, was read a third time and passed. Yeas, 17; nays, 1.

Yeas:

Messrs. President, Boykin, Buchanan, Case, Deans of Shelby, Grant, Jelks, Lee, Lyons, Matthews, Moody, Nunnellee, Pulley, Rather, Sowell of Walker, Thomason, Windham—17.

Nays:

Mr. Deens of Covington—1.

H. 114. To prohibit the sale of intoxicating liquors within a radius of three miles from Rockdale church, in Marshall county.

The amendment reported by the committee was adopted, and, as amended, the bill

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Boykin, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Hurst,

Jenkins, Lee, Matthews, Moody, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason Thompson, Windham—21.

The bill,

H. 579. To grant a new charter for the town of Winfield in the county of Marion and State of Alabama.

The amendment offered by Mr. Matthews was adopted, and, as amended, the bill

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Boykin, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Jelks, Jenkins, Lee, Lyons, Matthews, Moody, Nunnellee, Pulley, Rather, Sowell of Walker, Thomason, Thompson, Windham—22.

The bill,

H. 235. To amend section 3611 of the code.

The amendment offered by Mr. Jelks was adopted, and as amended, the bill was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Caffee, Deans of Shelby, Deens of Covington, Grant, Hall, Hurst, Jenkins, Lee, Matthews, Moody, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—21.

The bill,

H. 455. To pay W. B. Morgan, Tim Rarden and C. C. Smith for the arrest and conviction in the circuit court of Walker county of certain persons herein named, of being engaged or concerned in the riot in said county on the 6th day of May, 1894.

Was read a third time and passed. Yeas, 17; nays, 4.

Yeas:

Messrs. President, Boykin, Deans of Shelby, Deens of Covington, Grant, Hall, Jelks, Lee, Lyons, Moody, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomason, Thompson, Windham—17.

Nays:

Messrs. Buchanan, Hurst, Jenkins, Matthews—4.

Mr. Pulley asked to explain his vote and have it put in Journal, to-wit:

My reason for voting for this bill is that it is recommended by the entire committee, who claim to have thoroughly investigated the same.

The bill,

S. 242. To amend an act entitled "An act for the relief of Peter Wier, J. B. Buntin and R. M. Long, of Pickens county," approved February 18th, 1897. (Acts 1896-7 page 1415) so as to read as follows,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Boykin, Buchanan, Case, Deens of Covington, Grant, Hall, Hurst, Jelks, Lee, Lyons, Matthews, Moody, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—20.

The bill,

H. 21. For the relief of W. A. McClendon, late Sheriff of Henry county,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deens of Covington, Grant, Hall, Jelks, Lyons, Matthews, Moody, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—18.

The bill,

H. 160. To compel the repairing of the public roads in Coosa county by persons and corporations injuring the same and to establish a penalty for their failure to do so,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Boykin, Buchanan, Caffee, Deen of Covington, Grant, Hall, Hurst, Jelks, Lee, Lyons

Matthews, McCain, Moody, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—21.

The bill,

S. 215. To prohibit the sale of alcoholic, vinous or malt liquors in the County of Geneva, except in incorporated towns,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hurst, Jelks, Lee, Lyons, Matthews, Moody, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomason, Thompson—19.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason, from the Committee on Enrolled Bills, reported the following bills as having been correctly enrolled:

S. 63. To provide for the payment of cost out of the convict fund in felony cases sentenced to the penitentiary prior to February 18th, 1897.

S. 162. To provide for holding a convention to revise and amend the constitution of this State, and for the submission of the question, convention or no convention, to a vote of the electors of the State.

SIGNING OF SENATE BILLS.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the Senate bills whose titles are set out in the foregoing report from Committee on Enrolled Bills.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate amendments to the bills,

H. 218. To relieve clerks of the circuit, county, city and criminal courts from the payment of any sums of money chargeable on account of feed of prisoners in cases in which confessions of judgment for fine and costs were made and such feed bills were not taxed and collected.

H. 235. To amend Section 3611 of the Code.

H. 225. To establish the Vinemont school district in Cullman county, Alabama.

H. 114. To prohibit the sale of intoxicating liquors within a radius of three miles from Rockdale church, in Marshall county.

H. 450. To re-enact section 4630 of the criminal-code of 1896, so as to restore criminal jurisdiction to justices of the peace in Tallapoosa county.

H. 579. To grant a new charter for the town of Winfield in the county of Marion and State of Alabama.

And the House has amended, as therein shown, and as amended has passed the bills,

S. 99. To regulate the sale of spirituous, vinous and malt liquors in the corporate limits of the town Gunter'sville, in Marshall county, Alabama.

S. 193. To provide for the publication of the treasurer's report of Barbour county, Alabama.

And the House has passed the following Senate bills:

S. 64. To confirm the incorporation of the Phoenix club of Birmingham, Alabama, and to enlarge the powers and capacities of said club.

S. 207. To reduce the capital stock of the Tuscaloosa Coal, Iron and Land Company, a corporation.

S. 171. To create a separate school district for the town of Pollard, Alabama, and to define its boundaries and provide for the maintenance of public schools therein.

S. 211. To incorporate the East Lake Water and Electric Company, and to confer upon said company certain corporate powers.

S. 217. To amend an act entitled "An act to regulate the payment of claims against the fine and forfeiture fund of Morgan county, Alabama, approved February 15th, 1897."

S. 33. To define the boundry line between the counties of Jefferson and Walker.

S. 169. To incorporate Lamar training school in Walker county.

S. 172. To grant authority and powers to the court of county commissioners of the county of Escambia, to levy and collect a special tax for the payment of any indebtedness due or to become due for the erection of all necessary public buildings and bridges in said county.

S. 191. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors or intoxicating bitters or beverage within six miles of Dothan high school, except within the corporate limits of the town of Dothan, in Henry county, Alabama.

And the House accedes to the request of the Senate for a conference committee on the disagreement of the two houses to the Senate amendments to

H. 139. To make the willful and malicious poisoning of certain animals a felony.

Committee on part of the House: Messrs. Godbold, Cofer, Kyle and Tunstall.

The House has concurred in the Senate amendments to H. 298.

H. 298. To amend section 1375 of the code so far as the same related to Dale, Cullman and Coffee counties.

The House has concurred in the Senate amendments to H. 32.

H. 32. To authorize the town council of the town of Tuskegee, to issue and negotiate bonds of said town for an amount not exceeding thirty thousand dollars for the purpose of constructing and maintaining a

system of water works and a system of electric lights, one or both in said town

And the House has concurred in the report of the conference committee on the disagreement of the two houses to the Senate amendment to

H. 139. To make the malicious poisoning of certain animals a felony.

The House has concurred in the Senate amendments to H. 579

H. 579. To grant a new charter for the town of Winfield in the county of Marion and State of Alabama.

H. 235. And has concurred in the Senate amendments to H. 235. To amend section 3611 of the code.

H. 218. And has concurred in the Senate amendments to H. 218. To relieve clerks of the circuit, county, city and criminal courts, from the payment of any sums of money chargeable on account of feed of prisoners in cases in which confession of judgment for fine and costs were made and such feed bills were not taxed and collected.

H. 450. And has concurred in the Senate amendments to H. 450. To re-enact sections 4589 and 4630 of the criminal code of Alabama, so as to confer criminal jurisdiction on justices of the peace in Tallapoosa county.

H. 114. And has concurred in the Senate amendments to H. 114. To prohibit the sale of intoxicating liquors within a radius of three miles of Rockdale church, in Marshall county.

H. 225. And has concurred in the Senate amendments to H. 225. To establish the Vinemont school district in Cullman county, Alabama.

And the Speaker of the House having signed the following House bills, your signature is requested:

H. 298. To amend section 1375 of the code so far as the same relates to Dale, Cullman and Coffee counties.

H. 480. To validate, ratify and confirm the general election for state and county officers held in precinct No. 1, (Gadsden precinct) in Etowah county, Ala-

bama, on 1st Monday in August, 1898.

H. 485. To authorize submission of causes in divorce cases in courts of equity for final decree at term time or in vacation after a decree *pro confesso* has been obtained.

H. 432. To abolish the city court of Bridgeport, and to transfer all the civil cases at law, and the criminal cases therein pending together with all the dockets, papers and books relating to said cases in said city court, to the circuit court of Jackson county, Alabama.

MASSEY WILSON,

Clerk.

HOUSE MESSAGE.

S. 99. The Senate concurred in the House amendments to S. 99, whose title is set out in the foregoing House message,

Yeas, 20; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Caffee, Deans of Shelby, Grant, Hall, Horton, Jelks, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Thomason, Windham—20.

S. 193 And the Senate concurred in the House amendments to S. 193, whose title is set out in foregoing House message,

Yeas, 21; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Caffee, Deans of Shelby, Grant, Hall, Horton, Jelks, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Thomason, Thompson, Windham—21.

HOUSE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above House

bills, the titles of which are set out in the foregoing House message.

NOTICE OF RECONSIDERATION.

Mr. Pulley gave notice that he would, on to-morrow, move to reconsider the vote by which the Senate to-day passed the bill,

H. 455. To pay W. B. Morgan, Tim Rarden and C. C. Smith for the arrest and conviction in the circuit court of Walker county, of certain persons herein named, of being engaged or concerned in the riot in said county on the 6th day of May, 1894.

REPORT OF CONFERENCE COMMITTEE.

Mr. Jenkins, from a committee of conference, submitted the following report:

Mr. President:

Your committee of conference on the disagreement of the two houses on Senate amendment to the bill,

H. 139. To make the willful and malicious poisoning of certain animals a felony,

Beg leave to report as follows:

We recommend that the Senate recede from its amendment.

Respectfully submitted,

O. KYLE,
N. D. GODBOLD,
TUNSTALL,

Committee on part of House.

S. C. JENKINS,
W. J. BOYKIN,

Committee on the part of Senate.

The report was concurred in. Yeas, 17; nays, 0.
Yeas:

Messrs. President, Boykin, Buchanan, Caffee, Deens of Covington, Grant, Jelks, Jenkins, Lee, Matthews, Moody, Nunnellee, Pulley, Rather, Sowell of Walker, Thomason, Windham—17.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has adopted the joint resolution herewith sent requesting that House bill No. 169 in the office of the Governor be recalled.

And has amended as therein shown and as amended has concurred in the Senate joint resolution authorizing the President of the Senate to appoint two servants, and fixing their pay.

And has adopted a joint resolution herewith sent requesting the Governor to return H. 61 for amendment.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The Senate concurred in the two House joint resolutions, requesting the return by the Governor the House bills, H. 169 and H. 61.

And the Senate concurred in the House amendment to the Senate joint resolution authorizing the President of the Senate to employ two servants for the Senate, and to fix their pay.

Yeas, 25; nays, 0.

Yeas:

Messrs. President, Boykin, Brooks, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Thompson, Windham—25.

ADJOURNMENT.

At 6 o'clock p. m., on motion of Mr. Nunnellee, the Senate adjourned until 3 o'clock p. m. on Friday, the 16th instant.

TWENTY-SIXTH DAY.

Friday, December 16th, 1898.

The Senate met pursuant to adjournment.

Prayer by Mr. Grant, of the Senate.

Present:

Messrs. President, Boykin, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deans of Covington, Grant, Hall, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—25.

The Journal of yesterday, on motion of Mr. Jenkins, was not read, and it was approved.

LEAVE OF ABSENCE.

Leave of absence was granted to Mr. Pulley for today.

BILLS ON THIRD READING.

The bill,

H. 291. To continue and renew the general appropriation for the ordinary expenses of the State government for interest on the public debt, and for the public schools,

Was read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason—24.

The bill,

H. 333. To amend section 3520 of the code so far as it relates to Henry county.

Was taken up.

The amendment reported by the committee was adopted,

And the bill, as amended, was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Boykin, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Lee, Matthews, McCain, Moody, Moore, Rather, Sowell of Limestone, Sowell of Walker, Thomason—17.

The bill,

H. 598. To prohibit the sale or giving away of vinous, spirituous or malt liquors or intoxicating bitters or beverages within six miles of the Baptist church in Ashford, Henry county, Alabama.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Boykin, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson—22.

The bill,

H. 101. To provide for the creation of the office of auditor of Jefferson county, and to define the powers and duties thereof; and the manner of appointment and election to office.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Boykin, Brown, Buchanan, Deens of Covington, Grant, Hall, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Thompson—20.

H. 630. To establish, maintain and regulate a dispensary in the town of Columbia, Henry county, Alabama, for the sale of spirituous or vinous liquors, malt liquors, wines, cider or other intoxicating liquors, and to establish a board of directors for the purpose of better controlling and managing the sale of spirituous or vinous liquors, malt liquors, wines, cider or other intoxicating liquors, and for other purposes,

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Boykin, Buchanan, Deens of Covington, Hall, Jenkins, Lee, McCain, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson,—17.

The bill,

H. 362. To incorporate the Falkville normal college of Falkville, Morgan county, Alabama,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Boykin, Buchanan, Case, Deens of Covington, Grant, Hall, Jelks, Jenkins, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Thomason, Thompson,—19.

JOINT RESOLUTION.

Mr. Moody offered a joint resolution raising a joint committee to wait on the Governor and ascertain if he had any further communication to make to the General Assembly before its adjournment for recess for the holidays,

Which was adopted;

And the President announced the committee on the part of the Senate: Messrs. Moody and Deens of Covington.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason, from the Committee on Enrolled Bills, reported the following bills as having been correctly enrolled:

S. 169. To incorporate Lamar training school in Walker county.

S. 64. To confirm the incorporation of the Phoenix club of Birmingham, Alabama, and to enlarge the powers and capacities of said club.

S. 33. To define the boundary line between the counties of Jefferson and Walker.

S. 207. To reduce the capital stock of the Tuscaloosa Coal, Iron and Land Company, a corporation.

S. 217. To amend an act entitled "An act to regulate the payment of claims against the fine and forfeiture fund of Morgan county, Alabama," approved February 15th, 1897.

S. 211. To incorporate the east lake water and electric company, and to confer upon said company certain corporate powers.

S. J. R. *Resolved*, That the President of the Senate have authority to appoint two servants to the Senate.

S. 99. To regulate the sale of spirituous, vinous and malt liquors in the corporate limits of the town of Guntersville, in Marshall county, Alabama.

S. 193. To provide for the publication of treasurers report of Baldwin county.

S. 191. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors or intoxicating bitters or beverages within six miles of Dothan high school, except within the corporate limits of the town of Dothan, in Henry county, Alabama.

S. 172. To grant authority and power to the court of county commissioners of the county of Escambia, to levy and collect a special tax, for the payment of any

indebtedness due or to become due for the erection of all necessary public buildings and bridges in said county.

S. 171. To locate a separate school district for the town of Pollard, Alabama, and to define its boundaries, and provide for the maintenance of public schools therein.

SENATE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above Senate bills and Senate joint resolutions, the titles of which are set out in the foregoing report of the Committee on Enrolled Bills.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate joint resolution raising a joint committee to wait upon the Governor.

Committee on part of the House: Messrs. Robinson, Wallace and Gibson.

And the Speaker of the House having signed the following House bills, your signature is requested:

H. 73. To amend section 3 of an act entitled "An act to authorize the commissioners' court of Choctaw and Clarke counties to establish districts in which stock may be prevented from running at large," so far as it relates to Choctaw county.

H. 281. To amend section 3931 of the code.

H. 114. To prohibit the sale of intoxicating liquors within a radius of three miles from Rockdale church, in Marshall county, and in a radius of three miles of the First Methodist Church in the town of Paint Rock, Jackson county, Alabama.

H. 32. To authorize the town council of the town of Tuskegee to issue and negotiate bonds of said town

for an amount not exceeding thirty thousand dollars for the purpose of constructing and maintaining a system of water works and a system of electric lights, one or both in said town.

H. 16. To authorize the court of county commissioners of Etowah county to issue and sell warrants of said county not exceeding twenty thousand dollars for each year for a period not exceeding four years to pay the current expenses of said county in cash, and to provide for the payment of interest thereon,

H. 218. To relieve clerks of the circuit, county, city and criminal courts from the payment of any sums of money chargeable on account of feed of prisoners in cases in which confessions of judgment for fine and costs were made and such feed bills were not taxed and collected

H. 294. To amend sections 7 and 8 of an act entitled "An act to amend a charter for the town of Louisville, in Barbour county," approved February 20, 1889.

H. 450. To re-enact sections 4589 and 4630 of the criminal code of Alabama, so as to confer criminal jurisdiction on justices of the peace in Tallapoosa county.

H. 242. To authorize the mayor and council of the town of Avondale to negotiate a loan for the purpose of establishing electric lights and water supply in the town of Avondale, and to issue bonds for the payment of said loan.

H. 366. To fix the salary of the members of the commissioners court of Jefferson county, Alabama.

H. 455. To pay W. B. Morgan, Tim Rarden and C. C. Smith for the arrest and conviction in the circuit court of Walker county of certain persons herein named, of being engaged or concerned in the riot in said county on the 6th day of May, 1894.

H. 339. To prevent stock from running at large in precinct No. 12, Randolph county, Alabama, a stock law district, as the same was made by the commissioners court of Randolph county, Alabama, and spread upon the minutes of said court.

H. 342. To extend and better define the corporate

limits of the City of Jasper, in Walker county, Alabama.

H. 403. To require all persons who are liable to road duty in Pickens county to work not less than five days in each and every year on the public roads of said county, not counting the days engaged in opening new roads.

H. 579. To grant a new charter for the town of Winfield in the county of Marion and State of Alabama.

H. 235. To amend section 3611 of the code.

H. 312. To authorize the mayor and councilmen of Troy to issue bonds of said city, not exceeding twenty-five thousand dollars, for the purpose of refunding the bonds issued by said mayor and councilmen of Troy by virtue of an act of the General Assembly of Alabama, approved February 18, 1891, entitled "An act to authorize the mayor and councilmen of Troy to erect and maintain a system of electric lights and issue bonds in payment thereof in an amount not exceeding twenty thousand dollars."

H. 311. To authorize the mayor and councilmen of Troy to issue bonds of said city for an amount not exceeding thirty-five thousand dollars for the purpose of refunding the bonds issued by said mayor and councilmen of Troy, by virtue of an act entitled "An act to authorize the mayor and councilmen of Troy to issue bonds of said city for an amount not exceeding thirty thousand dollars, for the purpose of making and improving streets, establishing sewerage for said city and paying whatever outstanding floating (not bonded) indebtedness said city may have at the passage of this act.

H. 304. For the preservation of quails, otherwise called partridges, in the County of Mobile.

H. 228. To better provide for the payment of State witnesses in the County of Baldwin.

H. 160. To compel the repairing of the public roads in Coosa county, by persons and corporations injuring the same and to establish a penalty for their failure to do so.

H. 225. To establish the Vinemont School District in Cullman county, Alabama.

H. 21. For the relief of W. A. McClendon, late sheriff of Henry county.

H. J. R. Fixing a time for the adjournment for recess and reassembling of the General Assembly.

H. J. R. Memorializing the Alabama members of National Congress to secure appropriation for improvement to Tennessee river.

H. J. R. Raising a joint committee to sit during the recess to consider the general revenue bill.

H. 291. To continue and renew the general appropriation for the ordinary expenses of the State government, for interest on public debt, and for the public schools.

MASSEY WILSON,
Clerk.

HOUSE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above House bills, the titles of which are set out in the foregoing House message.

REPORT OF JOINT COMMITTEE.

Mr. Moody, from the joint committee to wait on the Governor, reported that the committee had performed its duty, and that he had no further communication to make to the General Assembly.

RESOLUTION.

Resolved, That the thanks of the Senate are hereby tendered its President, Hon. Russell M. Cunningham, for the fairness, clearness and impartiality of his rulings; and its thanks are likewise tendered the Secretary and other officers for the efficient discharge of

their respective duties and their polite and respectful manner of discharging the same,

Which was adopted unanimously.

ADJOURNMENT.

The President of the Senate returned to the Senate his thanks for the generous expression of the resolution just adopted, and wishing all a safe arrival at home and a merry Christmas, in accordance with the joint resolution heretofore concurred in, declared the Senate adjourned at 6 o'clock p. m. until January 24th, 1899, at 12 o'clock m.

TWENTY-SEVENTH DAY.

Tuesday, January 24th, 1899.

The Senate met pursuant to adjournment.

Prayer by Rev. Neil Anderson, of the city.

Present:

Messrs. President, Brooks, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—24.

JOURNAL.

The Journal of yesterday was read and approved.

LEAVE OF ABSENCE.

Leaves of absence were granted to Messrs. Deens of

Covington, Hall, Boykin, Wiley and Meador indefinitely, and Messrs. Brown, Case and Horton for to-day.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Pulley—

S. 258. To authorize and empower the Merrimack Manufacturing Company, a corporation of the State of Massachusetts, to own, build, construct, purchase and operate cotton mills and other manufactories in Madison county in this State; to confer upon it other powers enumerated in this act; and to exempt its mills and factories so erected from taxation for ten years.

Finance and Taxation.

By Mr. Thomason—

S. 259. To appoint a jury commission for the County of Cleburne and to prescribe their duties.

Judiciary.

By Mr. Stevens—

S. 260. To relieve George Campbell, Mary Campbell and Ella Campbell of the disabilities of minority.

Privileges and Elections.

Also—

S. 261. To amend Sections 1616, 1621, 1622, 1623, and repeal Sections 1627 and 1628, all of the Code of 1896.

Privileges and Elections.

Also—

S. 262. To establish a new charter for the town of Alexander City, in the County of Tallapoosa.

Municipal and County Organization.

By Mr. Sowell or Walker.

S. 263. To amend Section 566 of the Code of Alabama.

Judiciary.

By Mr. Grant (with notice and proof)—

S. 264. For the relief of B. J. Coate, M. C. Coate,

E. Y. Howell, Clara E. Howell and Sarah J. Howell.
Privileges and Elections.

Also—

S. 265. To allow the registers in chancery of Clarke and Choctaw counties compensation for *ex-officio* services.

Judiciary.

Also—

S. 266. To amend Section 1 of an act entitled "An act to preserve game, animals and birds in the counties of Washington, Clarke and DeKalb.

Revision of Laws.

By Mr. Jenkins (with notice and proof)—

S. 267. To relieve Leigh Pegues, of Wilcox county, Alabama, a minor seventeen years of age, of the disabilities of non-age.

Judiciary.

By Mr. Brooks—

S. 268. To authorize the board of mayor and aldermen of the town of Dothan to issue and negotiate bonds of said town to an amount not exceeding fifteen thousand dollars for the erection of a school building in said town of Dothan, and providing for the redemption of said bonds.

Finance and Taxation.

Also—

S. 269. To establish the town of Dothan, Henry county, Ala., into a separate school district, and for other purposes.

Education.

By Mr. Jelks—

S. 270. To amend Section 1441 of the Code regulating actions of slander and libel.

Revision of Laws.

By Mr. Wiley (with notice and proof)—

S. 271. For the relief of H. L. Wigglesworth, of Montgomery county.

Corporations.

Also—

S. 272. To authorize private business corporations incorporated under the laws of this State, to hold

stockholders' and directors' meetings, and do corporate acts in other States in the Union.

Corporations.

Also (with notice and proof)—

S. 273. For the relief of J. M. Bell.

Corporations.

By Mr. Thompson—

S. 274. To incorporate Starke's Classical and Scientific School, at Montgomery, Montgomery county, Alabama.

Corporations.

By Mr. Lyons—

S. 275. To authorize and empower the City of Mobile to grant to the Mobile Railway Terminal Company the right to lay railway track upon, along, over, or under the streets or alleys of said city, and to construct passenger or freight depots, or stations, across, along, over, or under any street or alley of the said city.

Municipal and County Organization.

Also—

S. 276. To enable producers, gatherers and croppers of crude turpentine and manufactured turpentine and rosin to convey the same by mortgage, when produced, gathered, or manufactured within eighteen months from date of the mortgage.

Judiciary.

Also—

S. 277. To promote the health of the City of Mobile by authorizing and empowering the mayor and general council of the City of Mobile to adopt ordinances compelling the householders of said city to connect their cesspools, urinals, privy vaults and boxes with the sewerage system to be constructed by the said City of Mobile, or other sewerage system.

Municipal and County Organization.

Also (with notice and proof)—

S. 278. To incorporate the Mobile Tammany Society.

Corporations.

Also—

S. 279. To amend Section 1566 of the Code of Alabama of 1896.

Revision of Laws.

Also—

S. 280. To amend Sections 869, 870 and 972, and repeal Section 871 of the Code so as to abolish the allowance of days of grace in the State.

Judiciary.

By Mr. Cunningham (Mr. Jenkins presiding)—

S. 281. To repeal subdivision two (2) of Section 3372 of the Code of 1896, so far as the same relates to Jefferson county.

Judiciary.

Also—

S. 282. To authorize certain officers in the State of Alabama to use typewriters in making records in their offices.

Judiciary.

Also—

S. 283. To make false swearing, in order to procure a marriage license, perjury, and to fix the punishment therefor.

Judiciary.

By Mr. Sowell, of Walker—

S. 284. To regulate the fine and forfeiture fund of Walker county and the disposal of moneys arising from fines, forfeitures and convict labor.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Sowell, of Walker, from Local Legislation, favorably, with amendment—

H. 195. Authorizing an election in certain precincts in Madison county for or against the stock law, approved February 9th, 1897, entitled "An act to amend Section 1 of an act to prevent hogs from running at large in Madison county."

Approved February 16, 1891.

By Mr. Lyons, from Municipal and County Organizations, favorably—

S. 192. To establish a new charter for the town of Prattville, in Autauga county, Alabama.

By Mr. Grant, from Temperance, favorably—

S. 251. To further prevent the sale or other disposal of spirituous, vinous or malt liquors on the Sabbath day.

MESSAGE FROM THE GOVERNOR.

January 24th, 1899.

Mr. President:

I am directed by the Governor to communicate to the Senate two executive messages in writing.

Very respectfully,

CHAPPELL CORY.

Private Secretary.

EXECUTIVE SESSION.

The President announced that a communication from the Governor required an executive session, whereupon the doors of the Senate chamber being closed, the Senate went into executive session.

After some time spent therein the doors of the Senate were opened and the Secretary of the Senate was instructed to notify the Governor of the action of the Senate in executive session and to spread the result thereof on the Journal.

The Senate, in executive session, confirmed the following appointments and nominations sent to the Senate for their advice and approval, to-wit:

For trustees of the Alabama Bryce Insane Hospital for the terms expiring January 3d, 1904: Dr. W. S. Thorington, of Tuscaloosa; Hon. R. T. Simpson, of Florence, and Hon. Samuel W. John, of Bir-

mingham, to fill the vacancies caused by the lamented death of Dr. Elisha Young, of Greensboro.

For trustees of the University of Alabama: Daniel Praft, of the 5th district; J. E. Webb, of the 9th district; Tenant Lomax, of the 2d district, and Hubert T. Davis, of the 7th district, all for the term ending March 1st, 1899.

JOINT RESOLUTION.

By leave, Mr. Brooks offered the following resolution, which was immediately considered and adopted:

Be it resolved by the Senate, the House concurring, That the House be requested to return to the Senate House bill No. 630 for the purpose of amendment.

RESOLUTION.

By leave, Mr. Cunningham (Mr. Rather presiding) offered the following resolution, which was immediately considered, adopted and referred to the Committee on the Judiciary:

Be it resolved by the Senate, That the Judiciary Committee of the Senate is hereby instructed to report:

1st. Whether the Constitution authorizes the suspension or impeachment of members of the courts of county commissioners, or boards of revenue.

2d. Whether the law provides the procedure for such suspension or impeachment, and if so, what is the procedure.

3d. Whether the members of the courts of county commissioners, or boards of revenue, can be impeached for "willful neglect of duty, corruption in office, habitual drunkenness, incompetency, or any offense involving moral turpitude while in office, or committed under color thereof, or connected therewith," as provided in Article VII, Sec. 1 of the Constitution for certain State officials, and in Sec. 2 of Article VII for chancellors and judges, and in Sec. 3, Article VII for county officials.

4th. Whether the members of the courts of county commissioners, or boards of revenue, can be suspended or impeached for any other cause than those enumerated above, and, if so, what causes.

5th. That the said committee report by bill or otherwise the necessary legislation, if any is needed, to provide for the suspension and impeachment of the members of the courts of county commissioners, or boards of revenue, for constitutional or statutory cause.

Resolved further, That said Judiciary Committee is hereby instructed to report to the Senate not later than Friday, January 27th, 1899.

ADJOURNMENT.

- At 12:45 o'clock, on motion of Mr. Moore, the Senate adjourned until to-morrow morning at 10:30 o'clock.

TWENTY-EIGHTH DAY.

Wednesday, January 25th, 1899.

Senate met pursuant to adjournment.

Prayer by Rev. Mr. Rush, of the city.

Present:

Messrs. President, Brooks, Buchanan, Caffee, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—26.

JOURNAL.

On motion of Mr. Rather, the reading of the Jour-

nal was dispensed with, and the same was approved.

LEAVE OF ABSENCE.

Leave of absence was granted to Mr. Brown on account of sickness, indefinitely.

RESOLUTION.

By leave, Mr. Windham offered the following resolution, which was unanimously adopted by a rising vote:

WHEREAS, The Senator from Russell county is now at the threshold of death in consequence of a terrible struggle with a merciless malady; and,

WHEREAS, The Senator from Russell county has indelibly stamped on the minds of his colleagues in the General Assembly of Alabama an impression of earnest, capable and lofty statesmanship and of admirable and irreproachable manhood; therefore, be it.

Resolved, That it is the sense of the Senate of Alabama that Senator W. J. Boykin has the deep and tender sympathies of his fellow Senators in the hour of his present affliction; and,

Be it further resolved, That copies of these resolutions be forwarded to Senator Boykin and his family.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Rather—

S. 285. To appropriate seven thousand dollars for the equipment of the auditor's office with metal files and a fire-proof place for storage for records, files and other important papers belonging to said office.

Finance and Taxation.

By Mr. Pulley—

S. 286. To fix the time and regulate the holding of

the circuit court of Madison county, Alabama.

Revision of Laws.

By Mr. McCain—

S. 287. To provide for the payment of certain fees of the solicitor of the city court of Talladega in two felony cases sentenced to the penitentiary in 1897.

Judiciary.

Also—

S. 288. To grant E. A. Stansel, a citizen of Clay county, Alabama, license to peddle in Clay, Cleburne and Calhoun counties.

Finance and Taxation.

Also—

S. 289. To amend the stock law of Clay county so far as the same refers to precinct No. 1.

Local Legislation.

Also—

S. 290. To amend Sections six (6) and twenty-five (25) of an act approved February 18th, 1895, entitled "An act to amend an act entitled 'An act to establish a city court for the County of Talladega,' approved February 23d, 1893."

Judiciary.

By Mr. Sowell, of Walker—

S. 291. To regulate the sale of grape wine in Beats 2 and 17, Walker county, Alabama.

Temperance.

Also—

S. 292. To declare Sipsey and Mulberry rivers navigable streams within certain limits, and to prohibit the obstruction of the same.

Privileges and Elections.

Also—

S. 293. To provide for the payment to Paul De-
lenne & Company and G. H. Wright & Company of
money paid for State licenses to retail liquor, but af-
terwards prohibited from using by act of the Legis-
lature.

Finance and Taxation.

By Mr. Nunnellee—

S. 294. To make an appropriation to provide for the better equipment of the office of superintendent of education.

Education.

By Mr. Lyons—

S. 295. To amend Section 1 of an act entitled "An act to amend Section 4 of an act entitled 'An act to regulate the mode of selecting, drawing and empanneling grand and petit juries for Mobile county,' approved February 20, 1883," which said act was approved February 18th, 1897.

Municipal and County Organization.

Also— (with notice and proof)

S. 296. To amend an act entitled "An act to amend sections one, five and eleven of an act to incorporate the Bienville water supply company," approved February 19th, 1883.

Municipal and County Organization.

By Mr. Thompson—

S. 297. To repeal "An act to allow the sheriffs, of Macon and other counties therein named the same compensation for executing process of any kind in the justice court as is now allowed by law for the same services in the circuit court, approved February 12th, 1885," so far as the county of Macon is concerned.

Finance and Taxation.

Also (with notice and proof)—

S. 298. To incorporate the African Methodist Episcopal Zion church camp ground in Macon county, and to authorize and empower the trustees to pass and enforce rules and regulations to maintain and preserve good order within one mile of said camp ground, and to control its management.

Temperance.

By Mr. Cunningham— (Mr. Moore presiding)

S. 299. To amend section 2442 of the code of Alabama.

Public Health.

Also—

S. 300. To amend section 5333 of the code of Alabama.

Public Health.

Also—

S. 301. To provide for chemical and microscopical examinations in the interest of the sick and afflicted people of the state.

Public Health.

By Mr. Sowell, of Limestone, by request—

S. 302. To confirm the incorporation of the Standard Club of Montgomery, Alabama, and to enlarge the powers and capacities of said club.

Corporations.

By Mr. Nunnellee—

S. 303. To amend an act entitled "An act to provide for the permanent location of the county site of Calhoun county by a vote of the qualified electors of said county," approved November 30, 1898.

Local Legislation.

By Mr. Moody—

S. 304. For the improvement of the public roads of Tuscaloosa county, to authorize the court of county commissioners to appropriate and set apart annually a certain sum out of the taxes paid for general purposes for the improvement of said roads, to appoint a road supervisor for said county, prescribe his duties and powers, and to provide generally for the working of the said roads.

Finance and Taxation.

By Mr. Pulley—

S. 305. To establish Fisk school district in Madison county, Alabama.

Education.

By Mr. Stevens—

S. 306. To prevent stock from running at large in Tallapoosa county.

Local Legislation.

By Mr. McCain—

S. 307. To establish the Ashville school district in St. Clair county. Education.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested:

H. 101. To provide for the creation of the office of Auditor of Jefferson county; and to define the powers and duties thereof; and the manner of appointment and election to office,

H. 598. To prohibit the sale or giving away of vinous, spirituous or malt liquors, or intoxicating bitters or beverages. within six miles of the Baptist church, in Ashford, Henry county, Alabama,

H. 362. To incorporate the Falkville normal college of Falkville, Morgan county, Alabama.

MASSEY WILSON,

Clerk.

HOUSE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above House bills, the titles of which are set out in the foregoing House Message.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 18. For the relief of C. M. Malone, special corner of Franklin county, for the removal of a prisoner from Colbert county, Alabama, to the jail in Franklin county.

H. 30. To regulate so-called primary elections of recognized political parties in the State of Alabama.

H. 146. To provide for the better support of the public schools of Balwin county, Alabama, and for levying a special tax within constitutional limits to sustain them.

H. 165. To amend sections five (5) and seven (7) of an act entitled "An act to incorporate the inhabitants and territory formerly embraced within the corporate limits of the municipal corporation (since dissolved) styled the "City of Seven" and to establish a local government therefor, approved February 17th, 1883.

H. 166. To amend section three of an act entitled "An act to establish a new charter for the town of Attala, approved February 28th, 1889.

H. 241. To authorize the mayor and council of the town of Avondale to use the waters of the Avondale park springs, and to sink wells in or near the park for additional sources of supply if desirable, for a public water supply for the town of Avondale, and to charge for the use of water supplied by water works, and to erect the necessary buildings and machinery for a system of water works.

H. 296. To amend section 2454 of the code of Alabama, so far as the same relates to Choctaw county.

H. 321. To amend subdivisions two (2) and three (3) of Section 3912 of the Code of Alabama.

H. 357. To prohibit the sale of vinous, spirituous or malt liquors, intoxicating cider, bitters or beverages within three miles of Mount Enon Church, in Geneva county.

H. 364. To authorize the holding of adjourned terms of Chancery courts.

H. 367. To prohibit the obstruction of the channel of Valley creek in Jefferson county.

H. 368. To prohibit the sale of intoxicating liquors within a radius of three miles of Mt. Pleasant church, DeKalb county, Alabama.

H. 430. To further regulate and fix the fees of justices of the peace and notaries public *ex-officio* justices

of the peace in criminal cases on proceedings in Greene county.

H. 433. To amend an act entitled "An act to constitute the town of Warrior a separate school district," approved February 17th, 1885.

H. 435. To prohibit the sale of blackberry wine or intoxicating beverages in Lawrence county, Alabama.

H. 439. To amend Sections 3525 and 3532 of the Code of Alabama.

H. 456. To amend Section 4 of an act to prevent in certain cases the sale, exchange and transportation of cotton in the counties of Montgomery, Bullock, Dallas, Russell, Lowndes, Wilcox, Sumter, Autauga, and in beats Nos. 1, 2, 3, 4, 5, 6, 7, 8 and 9 of Hale, and of cotton produced in said counties, approved February 1, 1879.

H. 457. To better provide for the payment of State witnesses in the County of Washington.

H. 466. To fix the salary of the health officer of Elmore county, and to provide for the payment of the same.

H. 481. To regulate the appointment and notice of road overseers in Coffee county.

H. 489. To incorporate the North Montgomery Methodist Protestant Church.

H. 496. To amend Section 5 of an act entitled "An act to establish a charter for the town of Luverne, in Crenshaw county, Alabama," approved February 6th, 1891.

H. 515. To amend the charter of the Alabama Brewing Company, a body corporate under the general statutes of the State of Alabama, and having its principal place of business in the City of Birmingham.

H. 519. To amend an act entitled "An act for the better protection of game in Calhoun county, Alabama," approved December 5th, 1896.

H. 521. To take away from certain justices of the peace in Mobile county, criminal and quasi-criminal jurisdiction.

H. 546. To prevent the running at large of stock in certain portions of Greene county.

H. 575. To refund taxes paid to the State by persons holding a *bona fide* claim to property held and claimed by another who has also paid taxes thereon.

H. 576. To authorize the commissioners' court of Clarke county to contract for the keeping of certain paupers outside of the established home for citizens of this class.

H. 590. To repeal an act entitled "An act to abolish the county court of Conecuh county."

H. 610. To prevent stock from running at large in part of Beat 4 in Calhoun county, Alabama.

H. 613. To authorize the court of county commissioners of Jackson county to pay over to the president of the board of road commissioners of said county all of the funds, not more than twenty-five thousand dollars at a time, arising from an act entitled "An act to authorize Jackson county to build and construct macadamized roads and bridges in said county and to issue bonds of the county to aid in the construction and building thereof.

H. 631. To repeal an act entitled "An act to regulate proceedings in garnishment cases, in Jefferson county, Alabama," approved February 8th, 1895.

H. 641. To increase the revenue of the public schools of Lamar and Fayette counties.

H. 646. To authorize the mayor and aldermen of the City of Oneonta, Alabama, to issue bonds.

H. 647. To authorize and empower the mayor and council of the town of Union Springs to impose a license upon certain businesses and vocations specified in this act, carried on or conducted within the corporate limits of said town.

H. 656. To authorize and empower the commissioners' court of Tuscaloosa county to build and maintain a bridge across the Warrior river at or near Foster's Ferry in the County of Tuscaloosa; to issue bonds for the purpose of building the same; to make the

same a toll bridge, and to prescribe and regulate the tolls to be charged therefor.

H. 323. To make checks issued by persons, firms, manufacturers and corporations in the counties of Butler, Covington, Shelby, Cleburne, Clarke, Clay, Monroe, Choctaw, Baldwin, Cherokee, Calhoun, Chilton, Geneva, DeKalb, Etowah, Franklin, Winston, Conecuh and Blount, redeemable either in merchandise or money at the option of the holder.

H. 522. To establish an inferior criminal court in the County of Mobile.

H. 585. To amend Sections 9, 10, 17, 25 and 26 of an act to establish a new charter for the City of Talladega, approved December 9th, 1896.

H. 587. To establish a charter for the town of Centre, in Cherokee county.

H. 622. To create a new charter for the town of Heflin, in Cleburne county, Alabama.

H. 643. To amend, ratify and confirm the charter of the town of Vernon, in Lamar county.

H. 687. To establish a new charter for the town of Abbeville.

MASSEY WILSON,

Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 18, to Penitentiary.

H. 30, to Privileges and Elections.

H. 146, 433, 641, to Education.

H. 165, 241, 521, 613, 522, to Municipal and County Organizations.

H. 166, 489, 496, 515, 646, 647, 585, 587, 643, 622, 687, to Corporations.

H. 296, 367, 481, 519, 546, 576, 590, 610, to Local Legislation.

H. 321, 575, to Finance and Taxation.

H. 357, 368, 435, to Temperance.

- H. 364, 430, 456, 631, 323, to Judiciary.
- H. 439, 457, to Revision of Laws.
- H. 466, to Public Health.
- H. 656, to Commerce and Common Carriers.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Lyons, from Municipal and County Organizations, favorably—

S. 262. To establish a new charter for the town of Alexander City, in the County of Tallapoosa.

By Mr. Rather, from Commerce and Common Carriers, favorably, with an amendment—

H. 346. For the better working of the roads in Sumter county.

By Mr. Sowell, of Walker, from Local Legislation, favorably—

S. 284. To regulate the fine and forfeiture fund of Walker county and the disposal of moneys arising from fines, forfeitures and convict labor.

Also—

H. 360. To provide that whipping may be the punishment for petit larceny in certain cases in the County of Mobile.

By Mr. Sowell, of Limestone, from Judiciary, favorably—

S. 267. To relieve Leigh Pegues, of Wilcox county, Alabama, a minor seventeen years of age, of the disabilities of non-age.

RECOMMITMENT OF BILL.

On motion of Mr. Sowell, of Walker, the bill,
S. 166. To establish a county court for the County of St. Clair,
Was recommitted to the Judiciary Committee.

MESSAGE FROM THE HOUSE.

Mr. President:

A motion has been carried by the House requesting the Senate to return to the House the bill H. 358.

And the House has adopted the joint resolution herewith sent extending thanks to Miss Wheeler.

And the House has concurred in the Senate amendment to the bill,

H. 333. To amend Section 3520 of the Code, so far as it relates to Henry county.

And the House has concurred in the Senate joint resolution requesting the return to the Senate of H. 630, and the bill is herewith returned.

And has originated and passed the following bill:

H. 719. To amend Sections 1 and 2 of an act entitled "An act to amend an act to incorporate the Southern University at Greensborough, in the County of Greene, and for other purposes," passed January 25th, 1856.

And has ordered that the bill be sent forthwith to the Senate without engrossment.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 719, to Local Legislation.

The House joint resolution extending thanks to Miss Annie Early Wheeler was immediately considered and concurred in by a unanimous vote.

And also concurred in the House resolution requesting the return by the Senate to the House the House bill 358.

RECONSIDERATION OF VOTE.

By unanimous consent, on motion of Mr. Brooks, the vote by which the bill,

H. 630. To establish, maintain and regulate a dispensary in the town of Columbia, Henry county, Alabama, for the sale of spirituous or vinous liquors, malt liquors, wines, cider or other intoxicating liquors, and to establish a board of directors for the purpose of better controlling and managing the sale of spirituous or vinous liquors, malt liquors, wines, cider or other intoxicating liquors, and for other purposes,

Was passed, was reconsidered; and also, the vote by which the bill was ordered to the third reading was reconsidered;

And, on motion of Mr. Brooks, the bill was recommitted to the Committee on Temperance.

BILLS ON THIRD READING.

The bill,

H. 365. To change the name of the Agricultural and Mechanical College of Alabama,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Buchanan, Caffee, Case, Grant, Hurst, Jelks, Lee, Lyons, Matthews, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—19.

The bill,

S. 227. To amend Section 3755 (72) of the Code of Alabama of 1896,

Was taken up.

On motion of Mr. Rather, the bill was amended so as to include the words, "or boards of revenue."

Mr. Jelks moved to recommit the bill to the Judiciary Committee.

Mr. Rather moved to lay the motion to recommit on the table.

Lost.

And the motion to recommit the bill prevailed.

The bill,

H. 118. To amend an act entitled "An act to provide for the compensation of sheriffs of Mobile and Jefferson counties for *ex-officio* services, so as to include the sheriff of the County of Montgomery,

Was read a third time and passed. Yeas, 18; nays, 1.

Yeas:

Messrs. President, Brooks, Case, Grant, Hall, Jenkins, Lee, Lyons, Matthews, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—18.

Nays, Mr. Buchanan.

The bill,

S. 222. To authorize the Southern Railway Company to discontinue the use of that part of its railroad west of the town of York, in Alabama, in the direction of Lauderdale Station, in Mississippi,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—18.

The bill,

H. 213. To amend an act to regulate the trials of misdemeanors in Sumter county, approved Dec. 8, 1882,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brooks, Case, Grant, Hall, Jelks, Lee, Lyons, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—18.

The bill,

S. 220. To amend Section 5616 of the Code.

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, McCain, Pulley, Rather, Stevens, Thomason, Windham—18.

The bill,

H. 99. To incorporate the Ensley steel and pipe company,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Buchanan, Caffee, Case, Deans of Shelby, Grant, Hall, Horton, Lee, Lyons, Matthews McCain, Moore, Pulley, Rather, Sowell of Limestone Sowell of Walker, Stevens, Thomason, Thompson, Windham—21.

The bill,

H. 105. To confirm, amend and enlarge the charter of the Birmingham traction company, a corporation created under the general incorporation laws,

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Buchanan, Case, Hall, Horton, Lyons, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—17.

The bill,

H. 103. To incorporate the Birmingham tube and steel company,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, McCain, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—20.

The bill,

S. 243. To amend section 3916 of the code of Alabama,

Was taken up, and recommitted to the committee on Finance and Taxation.

The bill,

H. 549. To regulate fees of justices of the peace and constables in the counties of Lamar and Fayette

Was taken up, and the following amendment: "Provided that this act shall not apply to cases convicted and sentenced to hard labor for the state," was offered by Mr. Sowell of Walker, which was adopted, and the bill, as amended

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Case, Deans of Shelby, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—20.

SPECIAL ORDER.

The Senate next considered the special order set for today which was the bill,

S. 176. To further regulate the sale, giving away, or delivering of spirituous, vinous, and malt liquors in the State of Alabama.

Mr. Moody offered a substitute for the bill, and, on his motion, the pending amendment, which exempts certain counties from the provisions of the bill, was ordered to lie on the table temporarily, pending the consideration of the substitute.

RECESS.

On motion of Mr. Moody, at 1 o'clock p. m. the Senate took a recess until 3 o'clock this afternoon.

AFTERNOON SESSION.

The Senate reconvened at 3 o'clock and was called to order by the President.

A quorum was present.

The Senate resumed consideration of the special order for today, which was the bill,

S. 176. To further regulate the sale, giving away, or delivery of spirituous, vinous, and malt liquors in the State of Alabama.

The question pending being the adoption of the substitute offered by Mr. Moody,

The substitute was adopted, with a new caption as follows:

S. 176. To authorize municipal and other subdivisions of the State to buy and sell spirituous, vinous and malt liquors, and to further regulate or prohibit the sale of such liquors.

The question recurring on the adoption of the amendment, striking out certain counties from the provisions of the bill,

Mr. Deans of Shelby, moved to amend the amendment by adding county of Shelby thereto.

Mr. Nunnellee moved to further amend the amendment by adding the county of Butler.

Mr. Sowell, of Limestone, moved to further amend the amendment by adding Landerdale county thereto.

Mr. Cunningham, (Mr. Matthews presiding) moved to further amend the amendment by striking out Jefferson county.

Also, Mr. Nunnellee, to strike out Calhoun and Cleburn counties,

And, Mr. Thompson to strike out the counties of Randolph and Chambers,

And, Mr. Thompson to strike out Bullock and Macon counties.

And, Mr. McClair, to strike out Clay county.

The vote on the amendment to strike out counties from the amendment was first taken,

And was adopted.

On the motion to insert Butler, Shelby and Landerdale in the amendment, Mr. Buchanan called for a division of the question.

The amendment to add Shelby and Landerdale counties was adopted.

The amendment to add Butler county to the amendment was lost.

Yeas, 6 ; nays, 15.

Yeas :

Messrs. Jenkins, Lee, Lyons, Nunnellee, Pulley, Rather—6.

Nays :

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Matthews, McCain, Moody, Moore, Sowell of Walker, Thomason, Thompson, Windham—15.

The amendment, as amended, which reads as follows :

Provided, That the provisions of this act shall not extend to the counties of Dallas, Walker, Lamar, Fayette, Cullman, Winston, Madison, Morgan, Lawrence, Montgomery, Blount, Mobile, Limestone, Pickens, Tallapoosa, Coosa, Talladaga, Barbour, Lee, Shelby and Landerdale.

Was then adopted.

The bill, as amended, was read the third time and passed.

Yeas, 22 ; nays, 2.

Yeas :

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moody, Moore, Pulley, Sowell of Walker, Stevens, Thomason, Thompson, Windham—22.

Nays :

Messrs. Nunnellee and Sowell of Limestone—2.

ADJOURNMENT.

On motion of Mr. Nunnellee, at 5:05 o'clock p. m. the Senate adjourned until tomorrow morning at 10:30 o'clock.

TWENTY-NINTH DAY.

Thursday, January 26th, 1899.

The Senate met pursuant to adjournment.

Prayer by the Rev. Mr. Crawford of the city.

Present:

Messrs. President, Brooks, Buchanan, Caffee, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—27.

JOURNAL.

On motion of Mr. Lyons, a part of the journal of yesterday was read, and the reading of the balance of it was dispensed with, and it was approved.

LEAVES OF ABSENCE.

Leave of absence was granted to Messrs. Case, Brooks and Lyons, and to the Secretary for a part of today.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Rather—

S. 308. To incorporate the town of Hillsboro in Lawrence county.

Municipal and County Organization.

By Mr. Matthews—

S. 309. To correct erroneous sales of property for taxes, to provide for the protection of real estate bid

in by the State at tax sale, and to regulate and provide for the sale and redemption of real estate bid in for the state, at tax sale.

Finance and Taxation.

Also—

S. 310. To amend section two of an act to consolidate and adjust the bonded debt of the State of Alabama, approved Feb. 18th, 1895.

Finance and Taxation.

Also—

S. 311. To amend section eight of an act to consolidate and adjust the bonded debt of the State of Alabama, approved Feb. 18th, 1895.

Finance and Taxation.

Also—

S. 312. To amend section six of an act to consolidate and adjust the bonded debt of the State of Alabama, approved Feb. 18th, 1895.

Finance and Taxation.

By Mr. Lyons—

S. 313. To amend subdivision 9 of section 1163 of the code of Alabama.

Commerce and Common Carriers.

By Mr. Lee—

S. 314. To authorize the sheriffs of the State of Alabama to buy, keep and maintain blood hounds for the use of their respective counties.

Finance and Taxation.

By Mr. Jenkins—

S. 315. To amend section 3645 of the code.

Education.

By Mr. Sowell, of Walker—

S. 316. To establish a county court for the county of Shelby.

Judiciary.

By Mr. Deans, of Shelby—

S. 317. To incorporate Kowaliga academic and industrial school, for the colored race.

Corporations.

By Mr. Thompson—
S. 318. To amend section 1532 of the code of Alabama.
Judiciary.

JOINT RESOLUTION.

By leave, Mr. Hurst offered the following joint resolution :

Resolved by the General Assembly of Alabama, the Senate and House concurring:

1st. We believe that all men are created equal and endowed by the Creator with certain unalienable rights among which are life, liberty, the pursuit of happiness and the right to vote and participate in the government of the country in which they live. We do not believe that there ever should be any law enacted or any constitutional provision made fixing any educational or property qualification for the voters of this State.

2d. It is our solemn conviction that and constitution for this State which may be framed by the constitutional convention, which may assemble in August, 1899, should have no force or effect until it shall have first been ratified by a majority of the votes of the qualified voters at an election to be held specially for that purpose to which said constitution should be referred for ratification or rejection.

3d. "Taxation without representation is oppression." This was the chief cause of complaint that our forefathers had against the government of England. It was this that drove them into rebellion. It was the watch word and camp cry of Washington's army. On this and for this our ancestors staked all they had in the war against the mother country, which resulted in the establishment of this great republic, the chief corner stone of which is the principle involved in the declaration that "Taxation without representation is oppression."

Mr. Hurst moved that the rules be suspended and

the resolution be immediately considered.

The chair ruled that this suspension of the rules required one day's notice, and that the motion would lie over for one day.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Pulley from Revision of Laws, favorably—

S. 197. To amend section 2175 of the code of 1896.

Also—

S. 198. To amend section 2187 of the code of 1896.

Also—

S. 250. To repeal sub-division No. 43 of section 4122, code of Alabama, (1896), so far as the same applies to the county of Madison in the State of Alabama.

Also—

S. 252. To repeal sub-division one of section 4122, of code of Alabama, (1896), so far as the same applies to the county of Madison in the State of Alabama.

Also—

S. 253. To amend subdivision one of section 4122 of code of 1896.

Also—

S. 266. To amend section 1 of an act entitled "An act to preserve game, animals and birds in the counties of Washington, Clarke and DeKalb.

Also—

S. 270. To amend section 1441 of the code regulating actions of slander and libel.

Also—

H. 336. To amend section 2656 of the code of 1896.

By Mr. Sowell, of Walker, from Local Legislation, favorably—

S. 289. To amend the stock law of Clay county so far as the same refers to precinct No. 1.

Also—

S. 306. To prevent stock from running at large in Tallapoosa county.

Also—

H. 296. To amend section 2454 of the code of Alabama, so far as the same relates to Choctaw county.

Also—

H. 481. To regulate the appointment and notice of road overseers in Coffee county.

Also—

H. 590. To repeal an act entitled an act to abolish the county court of Conecuh county.

Also—

H. 719. To amend sections one and two of an act entitled act, to amend an act to incorporate the Southern university at Greenborough, in the county of Greene and for other purposes, passed January 25th, 1856.

By Mr. Lyons, from Municipal and County Organizations, favorably—

S. 156. To establish a charter for the Town of Dundee, Geneva county, Alabama.

Also—

S. 275. To authorize and empower the city of Mobile to grant to the Mobile railway terminal company, the right to lay railway tracks upon, along, over or under streets or alleys of said city, and to construct passenger or freight depots or stations, across, along, over or under any street or alley of the said city.

Also—

S. 277. To promote the health of the city of Mobile by authorizing and empowering the mayor and General council of the City of Mobile, to adopt ordinances compelling the householders of said city to connect their cess-pools, urinals, privy, vaults and boxes with the sewerage system to be constructed by the said City of Mobile, or other sewerage system.

Also—

S. 295. To amend section 1, of an act entitled "An act to amend section 4 of an act entitled 'An act to regulate the mode of selecting, drawing and empaneling grand and petit juries for Mobile county,' ap-

proved February 20th, 1883," which said act was approved February 18, 1897.

By Mr. Grant, from Temperance, favorably—

S. 291. To regulate the sale of grape wine in beats 2 and 17, Walker county, Alabama.

Also—

S. 298. To incorporate the African Methodist Episcopal Zion church camp ground in Macon county, and to authorize and empower the trustees to pass and enforce rules and regulations to maintain and preserve good order within one mile of said camp ground, and to control its management.

Also—

H. 357. To prohibit the sale of vinous, spirituous or malt liquors, intoxicating cider, bitters or beverages within three miles of Mount Enon church, in Geneva county.

Also—

H. 368. To prohibit the sale of intoxicating liquors within a radius of three miles of Mount Pleasant church, DeKalb county, Alabama.

Also—

H. 435. To prohibit the sale of blackberry wine or intoxicating beverages in Lawrence county, Alabama.

Also, favorably (with an amendment)—

H. 630. To establish, maintain and regulate a dispensary in the town of Columbia, Henry county, Alabama, for the sale of spirituous or vinous liquors, malt liquors, wines, cider or other intoxicating liquors and to establish a board of directors for the purpose of better controlling and managing the sale of spirituous or vinous liquors, malt liquors, wines, ciders or other intoxicating liquors, and for other purposes.

By Mr. Pulley, from Revision of Laws, favorably—

S. 286. To fix the time and regulate the holding of the circuit court of Madison county, Alabama.

MESSAGE FROM THE GOVERNOR.

Mr. President:

I am directed by the Governor to communicate to the Senate a message in writing with the accompanying documents.

Very respectfully,

CHAPPELL CORY,
Private Secretary.

MESSAGE OF THE GOVERNOR.

January 26th, 1899.

To the General Assembly:

In compliance with section 1879 of the Code, I send you herewith for your prompt consideration and action the report of Examiner Cowan on the books, accounts and doings of the Commissioners of Jefferson county. The examination was made at the request of citizens of that county and in compliance with law.

Several years since there was great complaint in Jefferson county at the large compensation taken by the Commissioners, each practically drawing \$5 per day for the year. To correct this the General Assembly, in 1892, passed an act forbidding the Commissioners to sit more than ten days in any month except the three months they were supposed to be engaged in equalizing taxes. Two years ago the General Assembly passed an act in relation to the management of roads, and provided that the Commissioners should inspect when necessary but once a quarter; no compensation was provided for this service. The compensation as commissioners had many years before been raised from \$3 to \$5 per day.

Under the act first named, the greatest possible number of days that the Commissioners could law-

fully sit in any one year was ten days in each of nine months, and twenty-six days in each of the other three months, or a total of 168 days, and the greatest possible compensation was \$840 and mileage; but the act authorized one commissioner "To be selected by the Court" to remain at the Court House, and as to this one there was a possible addition of 144 days. The Examiners' Report shows that this job was impartially and illegally divided out amongst the four. Even if this could have been lawfully done, it would have given each thirty-six days extra service, or a total of 204 days for the year, and \$1,020 pay. The report shows that the Commissioners for the year 1897 managed to get in from 303½ to 314 days pay out of a possible 313 week days, including Christmas and every legal holiday. One member got 314 days, which compelled him to work one Sunday in addition to every holiday. Under any possible theory these Commissioners have drawn for about 100 days more service than the law authorized,

The Examiner says that the stubs from which warrants were drawn by the Commissioners for their services show ten days general business, ten days inspecting roads, six days special service at Court House. From all the evidence it appears that each one claims to have spent about 120 days each year inspecting roads; one (Morrow) testified that he got his transportation always from one stable; the bills paid that stable, the Examiner says, show that he could not have been on road duty over twenty-five days, and yet he drew for more than 100 days pay for that service. In two years \$700 was paid out for horse and buggy hire—nearly all to the Commissioners themselves—this is about equal to the entire cost of commissioners in the average county. The number of inspections that could have been made by four diligent and faithful men, devoting 100 days each a year to the service can well be imagined.

They generally drew \$15 a month for horse and buggy hire for this business, and this sum was drawn

for the three months that they were wholly engaged at the Court House.

The Examiner says that in no case (except as to one not now a member) was any itemized or sworn account of these services, as the law requires, presented, nor did the court order any account paid; the Commissioners would simply call on the clerk for warrants; they kept no accounts and relied on their memories.

It is hardly necessary to say that under this generous system the four Commissioners drew for the two years ending September 1st, 1898, \$12,800.38, an average of over \$6,400 per annum. The county of Montgomery paid four members of its Board of Revenue (excluding clerk) less than \$1,800 per annum. The revenues of Montgomery county paid to the State are about \$125,000 against \$187,000 for Jefferson county. The county of Dallas paid its entire Board of Revenue, five members, for 1897, about \$680 for all services and allowances; and for 1898, about \$800, or about half what the county of Jefferson pays one member of its court. The county of Mobile pays its members of the Board of Revenue \$500 each and mileage. These three counties combined,—excepting Jefferson, the largest in population and wealth in the State,—get all their affairs managed at less than it cost the single county of Jefferson. The county of Talladega paid last year all the members of its court for all services, \$520.

That there was no authority, whatever, to draw \$15 a month for horse hire seems never to have been considered by the Commissioners, with one exception, until after the Probate Judge refused to pay. I am gratified to state that some of the money has been refunded. The Examiner thinks there is no authority to draw for road service, for which over \$2,000 a year was paid.

FUEL, LIGHTS AND WATER.

The Examiner shows that the cost to the tax payers of Jefferson county for lighting the court house and jail and furnishing them with heat and water including ice, for the year ending Sept. 1st, 1897 aggregated \$4,646.08 and for the year ending Sept. 1st, 1898 4,233.36, or an average cost of over \$4,400 each year. The amount paid for coal shows a consumption of nearly 1,000 tons for court house and jail. Reports made to me by the probate judges of Mobile, Montgomery, Madison, Calhoun, Talladega, Wilcox, Hale, Butler, and Henry—nine amongst the very largest counties in the State (and where coal is generally used and at double the cost in Jefferson) shows that the entire cost of all these counties, for the same purposes, for the year 1898 was \$4,389, being less than the average cost in the one county of Jefferson. The largest hotel in Birmingham pays for these items of coal and water \$1,083 against about \$33,500 by the county.

The Examiner reports that the contract for coal was deliberately let to the highest bidder, who was fortunate enough to be represented by a brother of one of the commissioners, that no record was kept of the transaction, no contract made; the only excuse given for this was by one Commissioner (the relative), who stated that the court knew coal could not be furnished at a lower price than that offered by the highest bidder. The jealousy with which the court seems to have guarded the interest of the people is shown by the fact that only three or four bills paid for coal were itemized to show the number of tons, and not one sworn to, in flagrant violation of the law of the land. The care that the court took to prevent other bidders from injuring themselves by bidding too low, or to prevent their swindling the county by false weights is worthy of consideration.

ALMS HOUSE.

The Examiner reports that the cost of keeping pau-

pers has exceeded \$8.50 per capita per month, or a little more than the young ladies of the Girls Industrial School are required to pay for board, lights washing, etc. The county has an alms house and 100 acres of land on which is grown much of the supplies needed, and yet maintain from 45 to 50 inmates it cost the county an average of over \$5,000 per annum for each of the last two years.

Reports from the probate judges of nine amongst the largest counties in the State show that the average cost of maintaining paupers is less than \$6 and some are well maintained at \$4, or less than half the cost in Jefferson. In addition to this large expense the people of Jefferson, through their Commissioners, pay out an average of over \$1,700 per annum to persons outside of the poor house, some getting as much as \$8.00 per month, and upon orders which seem to have been given without any consideration by the court, but at the pleasure of each commissioner, and once to strangers passing through the city of Birmingham.

Appropriations are also made to other charitable institutions, so that the people of Jefferson county were taxed for charities and donations disbursed through their commissioners for the last two years more than \$15,000, or more than all the money taken from the people of the average county in Alabama for all county purposes.

The Examiner reports that "the vouchers were passed upon in a grossly careless and reckless manner that no regard was paid to the plainest mandates of the law; that of many hundred accounts he found only about 30 sworn to or itemized."

It is hardly necessary with such report of a sworn and faithful officer before you to invite your attention to losses occurring to the county and people of Jefferson, but I will mention some items taken from the county treasury without the slightest color of law.

The commissioners pay annually to the sheriff of Jefferson county for keeping dogs.....	\$ 900
Clerk hire and typewriting for commissioners the law requiring the probate judge to pay this when he is not keeping the minutes himself	515
Appropriation for two years to Mercy Home...	850
United Order of Charities.....	465
Omaha Exposition	200
Commercial Club	1,000
Tax Collector Francis for making abstract book	175
Apraising property	510

The average county in Alabama does not expend \$300 for health officers and physicians; many, unfortunately, spend nothing. In Jefferson county it has cost the tax payers for health officers and physicians for the past two years over \$4,600.

The medicine furnished the county for the same time (2 years) nearly all by another kinsman, has aggregated \$1,965 under the liberal system of not requiring itemized or sworn accounts, and this does not include \$4,382.20 for vaccine virus that I am informed is enough to vaccinate 120,000 people.

In the matter of the settlement with Mr. Hewett, ex-tax collector, the Examiner shows that about \$700 belonging to the people was surrendered up. None of the commissioners seem to have known why they did it; one says, if they did not take what was offered they would have to sue. Another says some one said it was best, didn't recollect who. The commissioners thought Mr. Hewett could explain, but unfortunately he had lost the data since the settlement. The facts are that on exactly the same state of facts, shown by the same report of the same examiner, Mr. Hewett became liable to pay the State about the same sum; he appealed to the State board of compromise to abate the interest, the examiner had given him every opportunity to correct errors and he admitted his liability fully and frankly; the State board declined, and Mr.

Hewett promptly paid the exact amount shown to have been due, principal and interest. No one suggested to the State board that it was best to accept less.

At your last session an act was passed requiring these commissioners to keep a book in which all road matters were to be recorded showing receipts, disbursements, new roads, copies of all contracts and all transactions in reference to roads. The commissioners did get a book, but have completely and wholly and deliberately ignored and disobeyed every single duty imposed upon them under the act by the General Assembly. They seem not to have had time to read the law.

TAX MATTERS.

The report of the examiner as to the conduct of these commissioners in the matter of taxation shows a state of facts that affects, and will appeal, to every honest tax payer in the State. The examiner says under oath, "I am forced to the conclusion that a majority of the court have been influenced by the corporations to such an extent that the State and county treasuries have suffered the loss of many thousand dollars." He proceeds to itemize and shows that scarcely a single corporation of those specially named returns its property at one-half its bonded debt, and some at less than one-tenth of the mortgage bonds on their property—one corporation returned its property at \$73,695; it was very careful not to make it even \$73,700.

The city of Bessemer or its land company had donated nearly \$100,000 to this company. The tax commissioner sought to raise the valuation to \$250,000, any raise was refused, and the corporate property was shortly afterwards sold at \$800,000. Another with \$300,000 of bonds, worth substantially par, was listed at \$28,000, the raise was refused, and in less than two months the same corporation assessed its property at an increase of nearly \$50,000. Still another, in the teeth of evidence that it had refused over one million

dollars for its property was allowed to remain assessed at less than one-third that value. The tax commissioner appealed from these decisions and compromised with some of the corporations on amounts that brought into the State treasury over \$10,000 after the refusal to make any raises by the commissioners. One of them naively testified that the corporations outswore the commissioner. When examined as to those transactions, one of the commissioners refused to testify.

The report shows that they had employed an agent to establish the values of property in Birmingham, and to equalize same; a gentleman, himself a large property owner and conservative and honest. His report showed raises of \$3,500,000—this was cut down \$2,700,000—and the appraiser was never secured to come before the court to establish his own report and valuations.

In the city of Bessemer a corporation was allowed to return at \$10 and \$20 lots that private individuals owning similar ones, assessed at \$75 to \$500, and some of these very lots were sold shortly after the refusal of these commissioners to raise, at from \$100 to \$300, or ten times their appraised value. They refused to even cite a number of people who were willing that their property should be raised.

But the most serious charge comes established by all parties to the transaction. It appears from the report that when the tax commissioner appeared before the court and presented two lists, one of private individuals and the other of corporations, which in his judgment were assessed too low and should be raised, the commissioners examined them and made an order that they should be docketed, and citations were issued to the parties to appear and show cause why the raises should not be made; these citations were served and the parties appeared, each original paper had been marked by the commissioners with the letter "D," meaning an order to docket; in some mysterious and unaccountable way all the private individuals got on the docket, but the name of no corporation appeared. An attorney for one corporation made the point that as

his client's name had not actually gotten on the docket, the commissioners could not hear any motion to raise its tax; after solemn debate on a motion to reconsider the order docketing the case the four commissioners divided even on this question; the probate judge was called in to decide and held that the case not being on the docket there was nothing to reconsider, and the court adjourned for the night. The tax commissioner after advising with his council, prepared a letter to the court stating in substance, that if they would docket the cases against all the corporations, in accordance with law, he would not appeal from the decision of the court in the cases of five of the largest corporations, naming them. This letter was delivered to the two commissioners who had voted not to hear any corporation cases, and thereupon they agreed to docket and hear all the corporation cases. It would seem that no words need be employed to explain or emphasize this conduct: two men sitting as judges and sworn to obey the law reverse their action so soon as immunity is secured for supposedly special friends.

CONCLUSION.

Summing up the indictment made by the examiner against these commissioners, using his language, it appears:

1. That a very irregular and unbusiness like state of affairs existed.
2. That the vouchers were passed upon in a grossly careless and reckless manner.
3. That no regard was paid to the plainest mandates of the law.
4. That of many hundred accounts examined, in open violation of the law, only about thirty were sworn to, and very few itemized.
5. Many contracts were given to relatives, one getting as much as \$5,000.
6. That they reduced the voluntary sworn assessment of one bank \$50,000 and none could remember why.

7. That they reduced the voluntary sworn valuation and assessment of one newspaper more than half because another paper was valued at that figure.

8. That in the levying of license tax they omitted wholly one class containing all corporations, and the only explanation given by one commissioner was that some one, whom he could not recollect, advised it.

9. That the majority have been so influenced by corporations that the state and county treasuries have suffered the loss of many thousand dollars.

10. That two members, in consideration of an agreement that no appeal should be taken from their decision in the valuation of property of five corporations, set aside and reversed their action of the day before, and agreed to docket and hear cases that they had previously refused to hear.

11. That after advertising for bids for coal, and when they had the power to require bonds to faithfully carry out any contract made, they deliberately gave the contract to the highest bidder.

12. That they have drawn large amounts from the treasury for themselves in violation of the law.

13. That the affairs of the county are managed with reckless extravagance.

The remedy for this state of affairs is in your hands. At this, and previous sessions, commissioners courts have been abolished for unfaithfulness against whom not one half the wrong doing was even alleged that is here shown by the sworn report of a capable, honest and courageous official, and after giving the commissioners every opportunity to explain. All of the courts heretofore abolished, I believe, have been dominated by men in opposition to the democratic party.

It would be a shame and a disgrace to adopt one measure of official duty and responsibility for democrats and another for the opposition, and especially would it be disgraceful to require greater integrity and capacity and faithfulness from those not democrats. There should be but one measure of official duty for all. The only way to retain the respect and confidence

and votes of the intelligent and virtuous is to deserve them by standing at all times and under all circumstances for honest government and clean methods. It is the duty of representatives of the democratic party to show the people that corrupt or unfaithful service on the part of the democratic officials will not be tolerated or condoned. In one view of the case this is not a local question. Every honest tax-payer in the State is directly concerned in securing fair and honest valuations in every other county. His burden is increased or diminished as men in other counties escape or comply with their duty, and those tax-payers all over the state have a right to demand that such conduct as is shown in this report shall cease at once.

It has been said that the remedy is by impeachment. If this is the remedy, why was not it heretofore pursued? Are democrats the only persons who shall enjoy this privilege or immunity? Reckless and extravagant and even illegal and arbitrary conduct of commissioners does not always furnish grounds for impeachment, and it is always difficult to prove the corrupt act; but these things have never heretofore failed to find prompt legislative remedy since the democrats have had control of the state government.

It has also been said that the people should not be deprived of the right to elect their own officials. It would be an insult to the people of Jefferson to imagine that with the facts before them this court could ever have been elected, or that they desire their services a day longer. Petitions will doubtless pour in upon you; it is only necessary to say that many such had already been procured, long before the examiner's report was made. But you will hardly believe that many honest tax-payers can be found in Jefferson now to sustain such misconduct as is shown by the report. The best way to punish and prevent unfaithfulness is the shortest way. I recommend that you at once abolish this court and establish a board of reve-

nue, permitting the voters at the next general election to elect the members thereof.

Respectfully

JOS. F. JOHNSTON,

Governor.

On motion of Mr. Cunningham, (Mr. Matthews presiding), the Governor's message and the report of examiner Cowan, were referred to the Judiciary committee.

RECONSIDERATION OF VOTE.

On motion of Mr. Jenkins, the vote by which the Senate passed, on yesterday the bill,

S. 176. To authorize municipal and other subdivisions of the state to buy and sell spirituous, vinous and malt liquours and to further regulate or prohibit the sale of such liquours

Was reconsidered.

Also, the vote, by which it was ordered to the third reading, was reconsidered.

Mr. Moore offered the following amendment:

Provided the city of Greenville in Butler county, is excepted from the provisions of this bill.

Which was adopted.

The bill, as amended, was read the third time and passed.

Yeas, 16 ; nays, 3.

Yeas:

Messrs. President, Buchanan, Caffee, Grant, Hall, Horton, Jelks, Lee, Moody, Moore, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomason, Thompson—16.

Nays:

Messrs. Hurst, Jenkins, Lyons—3.

BILLS ON THIRD READING.

The bill,

S. 262. To establish a new charter for the town

Alexander City, in the county of Tallapoosa,

Was read a third time and passed. Yeas, 20;
nays, 0.

Yeas:

Messrs. President, Buchanan, Case, Grant, Hall, Horton, Jelks, Jenkins, Lee, Matthews, McCain, Moody, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—20.

And was ordered to be sent to the House without engrossment.

The bill,

S. 219. To confirm the incorporation of the Harmony Club, Selma, Ala., and to enlarge the powers and capacities of said club,

Was read a third time and passed. Yeas, 12;
nays, 7.

Yeas:

Messrs. Jelks, Lee, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thompson, Windham—12.

Nays:

Messrs. Buchanan, Case Grant, Hall, Hurst, Moody, Thomason—7.

The bill,

H. 461. To establish a new charter for the town of Prattville in Autauga county, Alabama.

Was read a third time and passed. Yeas, 19;
nays, 0.

Yeas:

Messrs. President, Buchanan, Case, Deans of Shelby, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—19.

The bill,

H. 6. To divide the county of Chilton into four commissioners' districts, and to fix the term of office of the county commissioners of said county,

Was read a third time and passed. Yeas, 22;
nays, 0.

Yeas:

Messrs. President, Buchanan, Caffee, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Lee, McCain, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—22.

The bill,

H. 41. To remove the disabilities of the Chancellor for the Southwestern chancery division of Alabama, in cause No. 3740, pending in the thirteenth district of said chancery division,

Was read a third time and passed. Yeas. 18; nays, 0.

Yeas:

Messrs. Buchanan, Case, Grant, Hall, Horton, Hurst, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Thompson—18.

ADJOURNMENT.

At the hour of 12:35 o'clock p. m., on motion of Mr. Sowell, of Limestone, the Senate adjourned until tomorrow morning at 10:30 o'clock.

THIRTIETH DAY.

Friday, January 27th, 1899.

The Senate met pursuant to adjournment.

Prayer by Rev. Lamar, of city.

Present:

Messrs. President, Brooks, Brown, Buchanan, Caffee, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of

Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—28.

JOURNAL.

On motion of Mr. Moore the reading of the Journal of yesterday was dispensed with and it was approved.

LEAVE OF ABSENCE.

Indefinite leave of absence was granted to Mr. Nunnellee and to Mr. Thompson for tomorrow.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested:

H. 99. To incorporate the Ensley steel and pipe company.

H. 105. To confirm, amend and enlarge the charter of the Birmingham traction company, a corporation created under the general incorporation laws.

H. 118. To amend an act entitled "An act to provide for the compensation of sheriffs of Mobile and Jefferson counties for ex-officio services, so as to include the sheriff of the county of Montgomery."

H. 333. To amend section 3520 of the Code so far as it relates to Henry county.

H. 365. To change the name of the agricultural and mechanical college of Alabama.

H. 461. To establish a new charter for the town of Prattville, in Autauga county, Alabama.

H. 213. To amend an act to regulate the trials of misdemeanors in Sumter county, approved Dec. 8, 1882.

H. 103. To incorporate the Birmingham tube and steel company.

H. 41. To remove the disabilities of the chancellor for the southwestern chancery division of Alabama in cause No. 3740, pending in the thirteenth district of said chancery division.

H. 6. To divide the county of Chilton into four commissioners' districts, and to fix the term of office of the county commissioners of said county.

MASSEY WILSON,

Clerk.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason, chairman of the Committee on Enrolled Bills, reports the following bills correctly enrolled:

S. 65. To amend Section 394 of the Civil Code of 1896.

SIGNING OF HOUSE AND SENATE BILLS.

The President of the Senate in the presence of the Senate immediately after their titles had been publicly read by the secretary, signed the foregoing House and Senate bills, the titles of which are set out in the foregoing House message and report of the committee on enrolled bills.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Pulley—

S. 319. To further regulate liens of landlords for rent.

Revision of Laws.

By Mr. Rather—

S. 320. To regulate the fees of the sheriff and clerk of the circuit court of Lawrence county, for ex-officio services.

Judiciary.

By Mr. Sowell, of Walker—

S. 321. To ratify and confirm the charter of incorporation and organization of the National Building and Loan Association, of Montgomery, Alabama, to ratify the acts of said association done thereunder, and to authorize it to borrow money and secure the payment of the same.

Corporations.

Also—

S. 322. To amend section 3443 of the Code of 1896.
Revision of Laws.

Also—

S. 323. To regulate homestead exemptions in cases when the homestead is levied on by execution or other process from a justice of the peace court.

Revision of Laws.

Also—

S. 324. To prohibit executors or administrators from selling lands of an estate for the purpose of division of the proceeds among the heirs or devisees of the decedent.

Judiciary.

By Mr. Windham, (with notice and proof)—

S. 325. To relieve William A. Marsh of Sumter county, from the disabilities of non-age.

Privileges and Elections.

By Mr. Deans, of Shelby—

S. 326. To provide for the permanent location of the county site of Shelby county, Alabama, by a vote of the qualified electors of said county.

Privileges and Elections.

By Mr. Moore—

S. 327. To repeal subdivision 31 of section 4122 of the Code of 1896, so far as it relates to the county of Bibb.

Revision of Laws.

By Mr. Matthews, by request—

S. 328. To amend section 1086 of the Civil Code of 1896.

Corporations.

By Mr. Moody—

S. 329. To provide for the suspension of county officers during the pendency of impeachment proceedings against them, and for the appointment of persons to fill their places temporarily.

Judiciary.

By Mr. Jelks—

S. 330. To provide for opening new roads in Barbour county, improving those now open and for keeping the same in good condition.

Local Legislation.

By Mr. Pulley, by request—

S. 331. To regulate the business of Fire Insurance companies.

Banking and Insurance.

By Mr. Horton—

S. 332. To provide for the inspection of the county jails of the state and to elect a jail inspector, and to prescribe the duties of such inspector.

Penitentiary.

By Mr. Rafter—

S. 33. To amend an act entitled "An act to regulate the trial of misdemeanors in Lawrence county," approved February 6th, 1891.

Judiciary.

By Mr. Stevens—

S. 334. To amend an act entitled "An act to amend section five of an act to provide for the holding of a term of the circuit court of the fifth judicial circuit at Alexander city in Tallapoosa county, and to regulate the same, approved February 13th 1897.

Revision of Laws.

By Mr. Deans, of Shelby—

S. 335. To amend an act, approved December 13th, 1898, entitled "An act to better provide for the working of the public roads of St Clair, Cherokee, Franklin and Shelby counties," so far as the same relates to Shelby county.

Local Legislation.

By Mr. Matthews—

S. 336. To authorize the clerk of the circuit court of Franklin county, to index the books of his office. Penitentiary.

By Mr. Hurst—

S. 337. To amend section 4579 of the Code of 1896. Revision of Laws.

By Mr. Thomason—

S. 338. To amend section 2435 of the Code of Alabama.

Public Health.

Also—

S. 339. To incorporate the Union Savings bank and Trust company. Corporations.

By Mr. Jenkins—

S. 340. To better regulate the examination of teachers in the public schools of this State.

Education.

Also—

S. 341. To extend the term of the public schools of this State to five months or more.

Education.

By Mr. Brown—

S. 342. To provide for the making, working and maintaining the public roads of Blount county, Alabama.

Local Legislation.

Also—

S. 343. To require the commissioners of the county of Blount to procure printed blank forms of certain conveyances and printed blank record books in conformity therewith for the use of and distribution by the Probate judge of said county, and to regulate the fees for recording such conveyances.

Local Legislation.

Also—

S. 344. To regulate separate school districts created by acts of the Legislature.

Education.

By Mr. Thompson—

S. 345. To amend section 2630 of the Code of 1896.
Finance and Taxation.

By Mr. Rather—

S. 346. To prohibit the sale, barter, giving away or otherwise disposing of spirituous, vinous or malt liquors or any intoxicating beverage, cordial, blackberry wine, or bitters of any kind within three miles of Town Creek normal institute in Lawrence county.
Temperance.

By Mr. Thomason—

S. 347. To authorize the court of county commissioners of Chambers county, to issue and sell bonds of said county to an amount not exceeding thirty thousand dollars for the purpose of building a new court house for said county, and furnishing the same, and to provide for the payment of said bonds.
Finance and Taxation.

By Mr. Moody—

S. 348. To authorize the court of county commissioners of Tuscaloosa county to purchase the rights, franchises and property pertaining to Foster's ferry in said county; to grade the approaches to said ferry, to operate a ferry at or near said place, using boats propelled by steam or other power; to charge tolls, and to issue and sell negotiable bonds not exceeding ten thousand dollars for the purpose of obtaining money to purchase, equip and operate said ferry.
Local Legislation.

JOINT RESOLUTION.

Mr. Hall offered the following joint resolution, which was referred to the Committee on Rules:

Resolved by the Senate, the House concurring, that General Joseph Wheeler by his gallant service and able generalship at the battle of Santiago, has won the lasting gratitude of the American people.

Resolved second: That by reason of the circumstances which have surrounded the people of the

Southern States, they have been thus far unable to have an officer of high rank in the regular army, and should the army be increased as provided by the pending legislation in Congress, we believe, it would be just to the southern people to appoint a man from the South to the office of Major General. The love and devotion of the Southern people for General Joseph Wheeler would make his appointment a matter of great pride and satisfaction to them, and we believe he is their choice for the position.

Resolved third: That by reason of his high moral character, his great experience in military affairs and his patriotic devotion to his country in time of peril, we believe it just and right that he should be appointed to the office of Major General in the regular army of the United States and we respectfully ask his Excellency, William McKinley, to appoint him to such position as soon as an opportunity is offered.

RECOMMITMENT OF BILL.

Mr. Matthews from the committee on Penitentiary returned the bill,

H. 18. For the relief of C. M. Malone, special coroner of Franklin county, for the removal of a prisoner from Colbert county, Alabama, to the jail in Frankiin county,

And asked its reference to the committee on Finance and Taxation, and it was so referred.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Moody, from Judiciary, favorably—

S. 259. To appoint a jury commission for the county of Cleburne and to prescribe their duties.

Also—

S. 263. To amend section 566 of the Code of Alabama.

Also—

S. 265. To allow the registers in chancery of Clarke and Choctaw counties compensation for ex-officio services.

Also—

S. 276. To enable producers, gatherers and crop-pers of crude turpentine and manufactured turpentine and rosin to convey the same by mortgage, when produced, gathered or manufactured within eighteen months from date of the mortgage.

Also, with amendment—

S. 282. To authorize certain officers in the State of Alabama, to use type-writers in making records in their offices.

Also, favorably—

S. 283. To make false swearing, in order to procure a marriage license, perjury, and to fix the punishment therefor.

Also—

S. 281. To repeal sub-division two (2) of section 3372 of the Code of 1896, so far as the same relates to Jefferson county.

Also—

S. 290. To amend sections six (6) and twenty-five (25) of an act approved February 18th, 1895, entitled "An act to amend an act entitled 'An act to establish a city court for the county of Talladega,' approved February 23d, 1893."

Also—

H. 337. To allow and provide for the waiver of a special venire in capital felonies where the defendant, on arraignment, or at any time before a special venire is drawn, pleads guilty, and to regulate the practice in such cases.

Also, with an amendment—

H. 199. For the protection of song birds, game fowls and game mammals, in the State of Alabama.

By Mr. Pulley, from revision of laws, favorably—

S. 279. To amend section 1566 of the Code of Ala-

bama, of 1896, so far as the same relates to Mobile county.

Also—

H. 439. To amend sections 3525 and 3532 of the Code of Alabama.

Also—

H. 457. To better provide for the payment of State witnesses in the county of Washington.

By Mr. Moore, from Corporations, favorably—

S. 274. To incorporate Starke's classical and scientific school at Montgomery, Montgomery county, Alabama.

Also—

S. 278. To incorporate the Mobile Tammany society.

Also—

S. 302. To confirm the incorporation of the Standard Club of Montgomery, Alabama, and to enlarge the powers and capacities of said club.

Also—

S. 317. To incorporate Kowaliga Academic and Industrial school, for the colored race.

Also—

H. 166. To amend section three of an act entitled "An act to establish a new charter for the town of Attalla," approved February 28th, 1889.

Also—

H. 489. To incorporate the North Montgomery Methodist Protestant church.

Also—

H. 496. To amend section five of an act entitled "An act to establish a charter for the town of Luverne, in Crenshaw county, Alabama, approved February 6th, 1891."

Also—

H. 515. To amend the charter of the Alabama Brewing company, a body corporate under the general statutes of the State of Alabama, and having its principal place of business in the city of Birmingham.

Also—

H. 585. To amend sections 9, 10, 17, 25 and 26 of an act to establish a new charter for the City of Talladega, approved December 9, 1896.

Also—

H. 587. To establish a charter for the town of Centre, in Cherokee county.

Also—

H. 622. To create a new charter for the town of Heflin in Cleburne county, Alabama.

Also—

H. 643. To amend, ratify and confirm the charter of the town of Vernon, in Lamar county.

Also—

H. 646. To authorize the mayor and aldermen of the city of Oneonta, Alabama, to issue bonds.

Also—

H. 647. To authorize and empower the mayor and council of the town of Union Springs, to impose a license upon certain business and vocations specified in this act, carried on, or conducted within the corporate limits of said town.

Also—

H. 687. To establish a new charter for the town of Abbeville.

By Mr. Sowell, of Walker, from Local Legislation, favorably, with an amendment—

S. 303. To amend an act entitled "An act to provide for the permanent location of the county site of Calhoun county by a vote of the qualified electors of said county," approved Nov. 30, 1898.

Also, favorably—

H. 546. To prevent the running at large of stock in certain portions of Greene county.

By Mr. Rather, from Commerce and Common Carriers, favorably —

S. 313. To amend sub-division 9 of section 1163 of Code of Alabama.

By Mr. Horton, from Agriculture, favorably with amendment.

H. 113. For the protection of persons keeping public pastures, or training stables for the development of horses.

By Mr. Lyons, from Municipal and County Organizations, favorably—

H. 60. To alter and define the boundary line between Bibb and Shelby counties, in the State of Alabama.

By Mr. Horton, from Public Health, favorably—

S. 209. To provide for the vaccination of pupils who attend the schools and colleges of this State.

Also—

S. 210. To provide for the compulsory vaccination when required to protect the people of the State against small-pox.

Also—

S. 228. To amend sections one, two and four of an act entitled "An act to amend sections one and two of an act entitled 'An act to amend sections one, two and eleven of an act entitled 'An act to regulate the practice of pharmacy and sale of poisons in towns and cities of more than five hundred inhabitants in the State of Alabama,'" approved February 18th, 1897."

Also, with an amendment—

H. 466. To fix salary of the health officer of Elmore county, and to provide for the payment of the same.

By Mr. Matthews, from Finance and Taxation, favorably—

H. 575. To refund taxes paid to the State by persons holding a bona fide claim to property held and claimed by another, who has also paid taxes thereon.

By Mr. Matthews, from Penitentiary, favorably—

H. 232. To make valid and chargeable against the fine and forfeiture fund of Coosa county, Alabama, certain witness script or witness certificates issued by the foreman of the grand juries of Coosa county, Alabama, and have said script or witness certificates paid by the treasurer of said county in the order of their registration.

By Mr. Jenkins, from Education, favorably—

S. 237. To create a separate school district in the county of Tallapoosa, to be known as "Zion Grove school," and to define the boundaries thereof.

By Mr. Moody, from Banking and Insurance, favorably—

S. 203. To provide for the regulation of corporations, companies or associations transacting the business of life insurance in this State upon the mutual co-operative or assessment plan, and requiring fraternal organizations paying benefits to its members to file annual reports. With amendment.

Mr. Moody, from the Judiciary Committee, submitted the following report with an accompanying bill, which is the S. B. 329,

To the Senate of Alabama :

Your Judiciary Committee, to whom was referred the resolution in reference to the suspension and impeachment of members of courts of county commissioners or of boards of public revenue, report as follows, to-wit:

1st. Section 3 of article 7 of the constitution provides that certain county officers, naming them, and "all other county officers" may be removed from office for any of the causes specified in section one (1), of said article. The causes referred to are "wilful neglect of duty, corruption in office, habitual drunkenness incompetency, or any offense involving moral turpitude while in office, or committed under color thereof, or connected therewith."

Your committee is therefore of opinion that the constitution provides for the impeachment of members of a court of county commissioners or of a board of public revenue.

2d. Your committee has not been able to find in the constitution any thing pertaining to the suspension of members of such courts or boards from office.

3d. Section 4864 of the Code provides that certain

county officers, naming them, "and all other county officers," may be impeached and removed from office for the causes mentioned above.

In the case of such officers "any five resident taxpayers" of the county "may institute proceedings of impeachment" "upon giving bond with sufficient sureties."

For further information as to the procedure, the committee refers to Sections 4867 and 4868 of the Code.

4th. Your committee is not aware that members of courts of county commissioners or of boards of public revenue can be temporarily suspended from office for any cause whatever; and your committee is not aware that such officers can be impeached and removed from office for any other cause than those above enumerated.

Your committee, in accordance with the request in the resolution, submit the bill accompanying this report, which bill is entitled "A bill to be entitled an act to provide for the suspension of county officers during the pendency of impeachment proceedings against them, and for the appointment of persons to fill their places temporarily.

Respectfully submitted,

FRANK S. MOODY,

Acting Chairman Judiciary Committee.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has adopted the joint resolution herewith sent accepting the invitation for the General Assembly to visit the Mardi Gras Festivities in the City of Mobile.

The House has passed the bill

S. 65. To amend section 394c of the Civil Code of 1896.

And the House has adopted the joint resolution herewith sent requesting the return of House bill 381 for further amendment.

MASSEY WILSON,

Clerk.

HOUSE MESSAGE.

The Senate concurred in the House joint resolution, accepting the invitation for the General Assembly to visit the Mardi Gras festivities in the City of Mobile, and providing for a recess of the General Assembly on February 13th, prox. Also the House joint resolution requesting the return to the House of House bill No. 381 for amendment.

APPOINTMENT OF COMMITTEE.

The President announced as committee on part of the Senate Messrs. Lyons and Jenkins, under House resolution raising a joint committee for the purpose of making the necessary provision concerning said visit.

MOTION TO SUSPEND RULES.

Mr. Hurst called up his motion to suspend rules and that his resolution offered on yesterday be immediately considered.

The President ruled the motion out of order, for the reason that the requisite notice in writing for one day had not been given by Mr. Hurst.

And Mr. Hurst then filed his notice in writing, as required by the rules of the Senate, and the further consideration of the motion goes over until to-morrow.

BILLS ON THIRD READING.

The bill,

H. 719. To amend sections one and two of an act

entitled "An act to amend an act to incorporate the Southern University at Greensborough, in the County of Greene, and for other purposes," passed January 25th, 1856,

Was read a third time and passed. Yeas. 18; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Horton, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Sowell of Limestone, Sowell of Walker, Thomason, Thompson—18.

The bill,

H. 289. To amend the stock law of Clay county so far as the same refers to precinct No. 1,

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Grant, Hall, Horton, Lee, McCain, Moore, Pulley, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—17.

The bill,

H. 13. To prevent the selling or giving away within the County of Dallas and outside of the City of Selma, any vinous, spirituous or malt liquors, or intoxicating drinks, bitters or beverages, except for sacramental purposes, or by persons at their private residences using the same in their own families and for guests,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. Brooks, Buchanan, Caffee, Case, Grant, Hall, Horton, Hurst, Jenkins, Lee, Matthews, McCain, Moody, Moore, Pulley, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—20.

The bill,

H. 590. To repeal an act entitled "An act to abolish the county court of Conecuh county,"

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Lee, Matthews, McCain, Moody, Moore, Pulley, Sowell of Limestone, Stevens, Thomason, Thompson, Windham—19.

The bill,

S. 306. To prevent stock from runing at large in Tallaposa county,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Grant, Hall, Horton, Hurst, Jenkins, Lee, Matthews, McCain, Moody, Moore, Pulley, Sowell of Limestone, Stevens, Thomason—19.

And was ordered to be sent to the House without engrossment.

The bill,

S. 156. To establish a charter for the town of Dundee, Geneva county, Alabama,

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Grant, Hall, Hurst, Jenkins, Lee, Matthews, McCain, Moody, Moore, Pulley, Rather, Sowell of Limestone, Stevens—17.

The bill,

H. 284. To establish a court of county commissioners for Wilcox county,

Was read a third time and passed. Yeas. 18; nays, 0.

Yeas:

Messrs. Brooks, Buchanan, Deans of Shelby, Grant, Hall, Horton, Hurst, Jenkins, Lee, Lyons, Matthews, Moore, Pulley, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—18.

The bill,

H. 283. To repeal an act entitled "An act to establish a court of county revenues for Wilcox county,"

approved February 3, 1877, and also to repeal an act entitled "An act to amend Section 5 of an act entitled 'An act to establish a court of revenues for the County of Wilcox, approved February 3, 1877,' approved January 21, 1879."

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Grant, Hall, Hurst, Jenkins, Lee, Lyons, McCain, Moody, Moore, Pulley, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—19.

The bill,

S. 295. To amend Section 1 of an act entitled "An act to amend Section 4 of an act entitled 'An act to regulate the mode of selecting, drawing and empanneling grand and petit juries for Mobile county,' approved February 20, 1883," which said act was approved February 18, 1897,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Pulley, Sowell of Limestone, Sowell of Walker, Stevens, Thomason—20.

The bill,

S. 224. To provide for the payment of certain fees to the sheriff of Elmore county,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Moore, Pulley, Sowell of Limestone, Sowell of Walker, Thomason, Windham—19.

The bill,

H. 360. To provide that whipping may be the pun-

ishment for petit larceny in certain cases in the County of Mobile,

Was taken up.

Mr. Cunningham (Mr. Sowell of Limestone presiding) offered the following amendment:

Provided, That the sheriff may deputize the parent or guardian of said minor to do said whipping,

Which was adopted.

The bill, as amended,

Was read a third time and passed. Yeas. 18; nays, 4.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Horton, Jelks, Jenkins, Lyons, Matthews, McCain, Pulley, Sowell of Walker, Stevens, Thomason, Windham—18.

Nays:

Messrs. Lee, Moody, Sowell of Limestone, Thompson—4.

RECESS.

At 1:07 o'clock p. m., on motion of Mr. Grant, the Senate took a recess until 3:30 o'clock this afternoon.

AFTERNOON SESSION.

The Senate re-convened at 3:30 o'clock pursuant to adjournment.

A quorum was present.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has adopted the House joint resolution herewith sent, memorializing Congress to restore the appropriation for the fast mail service between the Northern and Eastern States and the Southern States.

MASSEY WILSON,

Clerk.

HOUSE MESSAGE.

The Senate concurred in the House joint resolution memorializing Congress to restore the appropriation for fast mail service between the Northern and Eastern States and the Southern States.

BILLS ON THIRD READING.

The bill,

H. 76. To define a lawful barbed wire fence for Baldwin county for cows, horses and mules,

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Grant, Hall, Horton, Hurst, Jenkins, Lee, Matthews, McCain, Moore, Sowell of Walker, Stevens, Thomason, Windham—17.

The bill,

H. 630. To establish, maintain and regulate a dispensary in the town of Columbia, Henry county, Alabama, for the sale of spirituous or vinous liquors, malt liquors, wines, cider or other intoxicating liquors, and to establish a board of directors for the purpose of better controlling and managing the sale of spirituous or vinous liquors, malt liquors, wines, ciders or other intoxicating liquors, and for other purposes,

Was taken up.

The amendment reported by the committee was adopted, and the bill, as amended,

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Hurst, Jenkins, Lee, Matthews, McCain, Pulley, Sowell of Walker, Thomason, Thompson, Windham—17.

The bill,

H. 454. To incorporate the Birmingham Academy of Music,

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Caffee, Case, Grant, Hall, Hurst, Jenkins, Lee, Matthews, McCain, Pulley, Rather, Sowell of Walker, Thomason, Windham—17.

The bill,

H. 357. To prohibit the sale of vinous, spirituous or malt liquors, intoxicating cider, bitters or beverages within three miles of Mount Enon Church, in Geneva county,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Caffee, Case, Grant, Hall, Hurst, Lee, Matthews, McCain, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—18.

The bill,

S. 266. To amend Section 1 of an act entitled "An act to preserve game, animals and birds in the counties of Washington, Clarke and DeKalb,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Buchanan, Caffee, Case, Grant, Hall, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moody, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—19.

The bill,

S. 267. To relieve Leigh Pegues of Wilcox county, Alabama, a minor seventeen years of age of the disabilities of non-age,

Was read a third time and passed. Yeas. 18; nays, 0.

Yeas:

Messrs. President, Buchanan, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Lee, McCain, Moody, Moore, Rather, Sowell of Walker, Thomason, Thompson, Windham—18.

The bill,

S. 291. To regulate the sale of grape wine in beats 2 and 17, Walker county, Alabama,

Was read a third time and passed. Yeas. 18; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Caffee, Case, Grant, Hall, Hurst, Jenkins, Lee, McCain, Moore, Pulley, Rather, Sowell of Walker, Thomason, Thompson, Windham—18.

The bill,

H. 368. To prohibit the sale of intoxicating liquors within a radius of three miles of Mount Pleasant church, DeKalb county, Alabama,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Caffee, Case, Grant, Hall, Hurst, Lee, McCain, Moody, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—19.

The bill,

S. 286. To fix the time and regulate the holding of the circuit court of Madison county, Alabama,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Caffee, Case, Grant, Hall, Hurst, Jenkins, Lee, Matthews, McCain, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—19.

The bill,

H. 435. To prohibit the sale of blackberry wine or intoxicating beverages in Lawrence county, Alabama,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Caffee, Case, Grant, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moody, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—21.

The bill,

S. 284. To regulate the fine and forfeiture fund of Walker county, and the disposal of moneys arising from fines, forfeitures and convict labor,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Hurst, Jenkins, McCain, Meador, Moody, Moore, Pulley, Sowell of Walker, Stevens, Thomason, Thompson, Windham—19.

The bill,

H. 136. To provide for the election of county superintendent of education of Washington county,

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Hurst, Jenkins, Lee, McCain, Meador, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—21.

The bill,

H. 149. To repeal a part of section 2038 of the Code of Alabama, so far as the same applies to Bullock county,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Hurst, Jenkins, Lee, McCain, Meador, Moore, Pulley, Sowell of Walker, Stevens, Thomason, Thompson, Windham—19.

The bill,

H. 413. To relieve James Wiley Thomasson, of Bullock county, Alabama, a minor, eighteen years of age, of the disabilities of non-age,

Was read a third time and passed. Yeas. 18; nays, 0.

Yeas:

Messrs. President, Buchanan, Case, Deans of Shelby, Grant, Hall, Hurst, Jelks, Lee, McCain, Meador, Moore, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—18.

The bill

S. 241. To legalize the acts of the Jury commissioners of Walker county, Alabama, in filling the jury box of said county and the drawing of the grand and petit juries therefrom in November, 1898, for the year 1899,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Hurst, Jelks, Lyons, McCain, Meador, Moore, Pulley, Sowell of Walker, Stevens, Thomason, Thompson, Windham—19.

The bill,

S. 275. To authorize and empower the city of Mobile, to grant to the Mobile Railway Terminal company, the right to lay railway tracks upon, along, over or under the streets or alleys of said city, and to construct passenger or freight depots or stations, across, along, over, or under any street or alley of said city,

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Hurst, Jelks, Lee, Lyons, McCain, Meador, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thomason, Windham—21.

The bill,

S. 277. To promote the health of the City of Mobile, by authorizing and empowering the mayor and general council of the City of Mobile, to adopt ordinances compelling the householders of said city to connect their cess-pools, urinals, privy vaults and boxes with the sewerage system to be constructed by said City of Mobile, or other sewerage system,

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—21.

The bill,

S. 250. To repeal sub-division No. 43 of section 4122, Code of Alabama, (1896), so far as the same applies to the county of Madison in the State of Alabama,

Was read a third time and passed. Yeas, 19; nays 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Hurst, Jenkins, Lyons, Matthews, McCain, Meador, Moore, Pulley, Sowell of Walker, Stevens, Thompson, Windham—19.

The bill,

H. 195. Authorizing an election in certain precincts in Madison county for or against the stock law, approved February 9th, 1897, entitled "An act to amend section 1, of an act to prevent hogs from running at large in Madison county."

Approved Feb. 16th, 1891.

Amendment offered by the committee was adopted, and the bill, as amended

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Hurst, Jenkins, Lyons, Matthews, McCain, Meador, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Windham—20.

The bill,

H. 296. To amend section 2454 of the Code of Alabama, so far as the same relates to Choctaw county,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Caffee, Case, Deans of Shelby, Grant, Hurst, Lee, Lyons, McCain, Moody, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—19.

The bill,

H. 370. To declare valid certain claims against the fine and forfeiture fund of Tuskaloosa, county,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Rather, Sowell of Walker, Thomason, Windham—20.

The bill,

H. 481. To regulate the appointment and notice of road overseers in Coffee county,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Hurst, Lee, Lyons, McCain, Meador, Moody, Moore, Pulley, Sowell of Walker, Stevens, Thomason, Windham—19.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill, and ordered the same sent forthwith to the Senate without engrossment.

H. 385. To fix and regulate the fees of justices of the peace and notaries public with justice jurisdiction in so far as the same applies to Hale county.

MASSEY WILSON,

Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 385, to Judiciary.

ADJOURNMENT.

At the hour of 4:30 o'clock p. m., on motion of Mr. Lyons, the Senate adjourned until tomorrow morning at 10:30 o'clock.

THIRTY-FIRST DAY.

January 28, 1899.

The Senate met pursuant to adjournment.

Prayer by Mr. Hall, of the Senate.

Present:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—26.

JOURNAL.

On motion of Mr. Moore the reading of the Journal of yesterday was dispensed with and the same was approved.

LEAVES OF ABSENCE.

Leave of absence was granted to Mr. Lyons to-day and to Mr. Coffee for today and Monday.

PAIRED.

Mr. Lyons announced that he was opposed to the resolution offered on Thursday, by Mr. Hurst and that Senator McCain was in favor of said resolution and that they had agreed to pair their vote on said resolution. Also, that he was in favor of Senate bill No. 90 and that Senator McCain was opposed to the passage of said bill, and that they had agreed to pair their votes on said bill; to both of said propositions Senator McCain agreed.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Deans of Shelby.

S. 349. To prohibit the running at large of stock in precinct No. 9, in Shelby county, Alabama.

Agriculture.

MESSAGE FROM THE HOUSE.

Mr. President:

H. 169. The House has adopted the joint resolution herewith sent requesting the presiding officers of the two Houses to erase their signature from the House bill H. 169 for the purpose of amendment.

And the House has adopted the joint resolution herewith sent H. J. R. 965. Thanking Gen. John T. Morgan for securing the passage of the Nicaraguan canal bill.

And has passed the following Senate bills:

S. 179. To regulate the fine and forfeiture fund of Clay county.

S. 93. To establish Hampton school district in Madison county, Alabama.

S. 206. To authorize the mayor and general council

of the City of Mobile to issue bonds for the purpose of paving or otherwise improving the streets of the City of Mobile.

MASSEY WILSON,

Clerk.

HOUSE MESSAGE.

The Senate concurred in the House joint resolution, requesting the presiding officers of the two Houses, to erase their signatures from House bill 169; and also in the House joint resolution No. 965, thanking General Jno. T. Morgan for securing the passage of the Nicaraguan canal bill.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason, from the Committee on Enrolled Bills, reported the following bills as having been correctly enrolled:

S. 179. To regulate the fine and forfeiture fund of Clay county.

S. 93. To establish Hampton school district in Madison county, Alabama.

S. 206. To authorize the mayor and general council of the City of Mobile to issue bonds for the purpose of paving or otherwise improving the streets of the City of Mobile.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested:

H. 13. To prevent the selling or giving away, within the county of Dallas, and outside the City of Selma, any vinous, spirituous or malt liquors or intoxicating drinks, bitters or beverages, except for sacramental

purposes or by persons at their private residences using the same in their own families and for guests.

H. 368. To prohibit the sale of intoxicating liquors within a radius of three miles of Mount Pleasant church, DeKalb county, Alabama.

H. 435. To prohibit the sale of blackberry wine or intoxicating beverages in Lawrence county, Alabama.

H. 481. To regulate the appointment and notice of road overseers in Coffee county.

H. 481. To regulate the appointment and notice of road overseers in Coffee county.

H. 296. To amend section 2454 of the Code of Alabama, so far as the same relates to Choctaw county.

H. 590. To repeal an act entitled "An act to abolish the county court of Conecuh county."

H. 283. To repeal an act entitled "An act to establish a court of county revenues for Wilcox county," approved February 3, 1877, and to repeal an act entitled "An act to amend section 5 of an act entitled 'An act to establish a court of revenues for the county of Wilcox, approved Feb. 3, 1877,' approved January 21, 1879."

H. 357. To prohibit the sale of vinous, spirituous or malt liquors, intoxicating ciders bitters or beverages within three miles of Mount Enon church, in Geneva county.

H. 413. To relieve James Wiley Thomasson, of Bullock county, Alabama, a minor eighteen years of age, of the disabilities of non-age.

H. 136. To provide for the election of county superintendent of education, of Washington county.

H. 76. To define a lawful barbed wire fence for Baldwin county, for cows, horses and mules.

H. 284. To establish a court of county commissioners for Wilcox county.

H. 454. To incorporate the Birmingham academy of music.

H. 370. To declare valid certain claims against the fine and forfeiture fund of Tuscalooso county.

H. 719. To amend an act, approved February 16th, 1883, entitled "An act to amend an act to incorporate the Southern University at Greensboro, in the county of Greene, and for other purposes, passed January 25th, 1856.

H. 149. To repeal a part of section 2038 of the Code of Alabama, so far as the same applies to Bullock county.

MASSEY WILSON,
Clerk.

SIGNING OF HOUSE AND SENATE BILLS.

The President of the Senate in the presence of the Senate immediately after their titles had been publicly read by the Secretary, signed the above Senate and House bills, whose titles are set out in the foregoing report of the committee on enrolled bills and House message.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Moody, from Judiciary, favorably—

S. 320. To regulate the fees of the sheriff and clerk of the circuit court of Lawrence county for ex officio services.

Also—

S.333. To amend an act entitled "An act to regulate the trial of misdemeanors in Lawrence county," approved February 6th, 1891.

Also—

H. 621. To amend an act to regulate the amount of fees to be recieved by witnessess attending court in criminal cases or before the grand jury, or any other criminal proceedings, so far as the same relates to the county of Tulcaloosa, and regulate the payment of such fees, approved February 18th, 1895.

By Mr. Matthews, from Penitentiary, favorably—

S. 336. To authorize the clerk of the circuit court of

Franklin county, to index the books in his office.

By Mr. Sowell, of Walker, from Local Legislation, favorably—

S. 330. To provide for opening new roads in Barbour county, improving those now open, and for keeping the same in good condition.

Also—

S. 335. To amend an act approved December 13th, 1898, entitled "An act to better provide for the working of the public roads of St. Clair, Cherokee, Franklin and Shelby counties, so far as the same relates to Shelby county."

Also—

S. 342. To provide for the making, working and maintaining the public roads of Blount county, Alabama.

Also—

S. 343. To require the commissioners of the county of Blount to procure printed blank forms of certain conveyances and printed blank record books in conformity therewith for the use of and distribution by the probate judge of said county and to regulate the fees for recording such conveyances.

Also—

S. 348. To authorize the court of county commissioners of Tuskaloosa county, to purchase the rights, franchises and property, pertaining to Foster's ferry in said county, to grade the approaches to said ferry; to operate a ferry at or near said place, using boats propelled by steam or other power; to charge tolls, and to issue and sell negotiable bonds not exceeding ten thousand dollars for the purpose of obtaining money to purchase, equip and operate said ferry.

By Mr. Lyons, from Municipal and County Organizations, favorably—

S. 308. To incorporate the town of Hillsboro in Lawrence county.

Also—

H. 241. To authorize the mayor and council of the

town of Avondale to use the waters of the Avondale Park Springs and to sink wells in or near the park for additional sources of supply, if desirable, for a public water supply for the town of Avondale, and to charge for the use of water supplied by water works, and to erect the necessary buildings and machinery for a system of water works.

By Mr. Grant, from Temperance, favorably—

S. 346. To prohibit the sale, barter, giving away or otherwise disposing of spirituous, vinous or malt liquors or any intoxicating beverages, cordial, blackberry wine, or bitters of any kind, within three miles of Town Creek Normal Institute, in Lawrence county.

By Mr. Thompson, from Public Health, favorably—

S. 338. To amend section 2435 of the Code of Alabama.

By Mr. Moody, from Judiciary, favorably—

H. 261. To amend section 1339 of the Code.

Also (with amendments)—

H. 323. To make checks issued by persons, firms, manufacturers and corporations in the counties of Butler, Covington, Shelby, Cleburne, Clarke, Clay, Monroe, Choctaw, Baldwin, Cherokee, Calhoun, Chilton, Geneva, DeKalb, Etowah, Franklin, Winston, Conecuh and Blount redeemable either in merchandise or money, at the option of the holder.

Also, (with amendment)—

H. 422. To authorize justices of the peace to hold inquests in their respective beats in Shelby, St. Clair and Calhoun counties, Alabama.

By Mr. Jenkins, from Education, favorably—

S. 307. To establish the Ashville school district in St. Clair county.

Also—

H. 146. To provide for the better support of the public schools of Baldwin county, Alabama, and for levying a special tax within constitutional limits to sustain them.

Also—

H. 222. To provide for the appointment of one township trustee in each township of the counties of Washington, Choctaw and Monroe, instead of three as now required by law.

Also—

H. 244. To constitute a separate school district to be known as the Smith Station school district, in the county of Lee and State of Alabama, and for the appointment of a board of trustees therefor.

Also—

H. 641. To increase the revenue of the public schools of Lamar and Fayette counties.

By Mr. Meador, from Finance and Taxation, favorably—

H. 604. To authorize and empower the mayor and aldermen of Birmingham to improve said city and the streets thereof by paving, grading, leveling, curbing, guttering macadamizing, parking, or otherwise improving the streets, avenues, alleys or other highways and sidewalks of said city, and by constructing storm, water and sanitary sewers and to assess the cost thereof against the property abutting or benefitted by said improvements and provide for the enforcement and collection of said assessments and to issue and sell public improvement bonds to procure means to construct said improvements and provide and protect a fund for the payment of said bonds.

By Mr. Pulley, from Revision of Laws, favorably—

S. 327. To repeal sub-division 31 of section 4122 of the Code of 1896, so far as it relates to the county of Bibb.

Also (with amendment)—

H. 282. To provide for the payment of claims against the fine and forfeiture fund of Tuscaloosa county.

REPORT OF COMMITTEE ON RULES.

Mr. Jelks, from the Committee on Rules, reported favorably the joint resolution offered by Mr. Hall on

yesterday, asking President McKinley to appoint General Joseph Wheeler to the office of Major General in the regular army of the United States.

The report was concurred in and the resolution adopted.

MOTION TO SUSPEND RULES.

Mr. Hurst asked that his motion, to suspend the rules, go over until Monday next, and the same was referred to the Committee on Rules.

SENATE JOINT RESOLUTION.

Mr. Buchanan offered the following Senate joint resolution which was referred to the Committee on rules:

WHEREAS, history and tradition have failed to record a single instance where two distinct races of men have long dwelt together in peace and prosperity and to mutual advantages, and

WHEREAS, conditions now existing in the South and are likely to continue and perhaps grow worse as years go by—where two distinct races of men now occupying the same country and dwelling together—not now in peace and harmony, but often in conflict and discord, and as the wide difference in race and blood and condition of the two races are such as to call forth now some expression of the political economist and humanitarian as to the future of the two races, especially that of the negro race, the lesser and weaker of the two, and

WHEREAS, it is the sense of the General Assembly of Alabama, that voluntary separation and colonization of the negro race is the only solution of the great race problem of America, therefor be it

RESOLVED, by the Senate, the House concurring, of the General Assembly of Alabama, that we most respectfully ask our Senators and representatives in Congress to urge upon that body an appropriation of

territory and money to transport and colonize all negroes in the United States willing to be so colonized.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 469. To improve the system of working the public roads and repairing the bridges of Jefferson county.

H. 499. To amend an act to provide for the more efficient assessment and collection of taxes in the State of Alabama, approved February 3d, 1897.

H. 800. To amend an act entitled "An act to require the salary for the solicitor for the county of Montgomery and his deputy to be paid by said county, and to dispose of the fees earned by said solicitor and his deputy," approved February 10th, 1893.

H. 840. To further provide for repairing and keeping up the macadamized or pike roads and public highways in the county of Colbert, and to provide additional funds therefor and to amend an act entitled "An act to regulate the working and keeping in repair the public road in Colbert county, and to create the office of public road supervisor for said county and to prescribe his duties and powers and to correct the direction of building a macadamized road from Leighton," approved February 18th, 1897.

H. 936. To amend an act entitled "An act to provide for the permanent location of the county site of Calhoun county, by vote of the qualified electors of said county," approved November 30th, 1898.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 469, 840, to Commerce and Common Carriers.

H. 499, to Finance and Taxation.

H. 800, 936, to Local Legislation.

BILLS ON THIRD READING.

The bill,

H. 527. To provide for the election of officers in the town of Centerville, and to grant said town additional powers,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Buchanan, Case, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, Moore, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—19.

The bill—

H. 113 For the protection of persons keeping public pastures, or training stables for the development of horses,

Was taken up.

The amendment reported by the committee was adopted, and the bill, as amended,

Was read a third time and passed. Yeas, 17; nays, 1.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Grant, Hall, Horton, Jenkins, Matthews, McCain, Moody, Moore, Pulley, Sowell of Walker, Thomason, Thompson, Windham—17.

Nay, Mr. Jelks, 1.

The bill,

H. 166. To amend section three of an act entitled "An act to establish a new charter for the town of Attalla," approved February 28th, 1889,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Grant,

Hall, . Hurst, Jelks, Jenkins, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason, Thompson, Windham—20.

The bill,

S. 290. To amend sections six (6) and twenty-five (25) of an act approved February 18th, 1895, entitled "An act to amend an act entitled an act to establish a city court for the county of Talladega," approved February 23d, 1893,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Caffee, Case, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason, Thompson, Windham—22.

The bill,

H. 395. For the preservation and protection of birds in Lee county,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. Brooks, Buchanan, Caffee, Case, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason, Windham—19.

The bill,

H. 300. For the relief of B. C. Pomeroy, late deputy sheriff of Lauderdale county, Alabama,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. Brooks, Buchanan, Case, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason—18.

The bill,

H. 546. To prevent the running at large of stock in certain portions of Greene county,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. Brooks, Brown, Buchanan, Case, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason—19.

The bill,

S. 265. To allow the registers in chancery of Clarke and Choctaw counties compensation for ex officio services.

Was taken up.

Mr. Grant offered an amendment to the body and caption of the bill, by adding the county of Coffee thereto,

Which was adopted.

The bill, as amended,

Was read a third time and passed. Yeas. 18; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker—18.

The bill,

S. 202. To amend section sixteen hundred and twenty-one of the Code of Alabama,

Was read a third time and passed. Yeas, 21; nays 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason—21.

The bill,

H. 104. To repeal an act to declare F. M. Dansby, a liner between the counties of Dallas and Perry, a citizen of Dallas county, approved February 19th, 1889,

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. Brooks, Buchanan, Case, Grant, Hall, Hurst, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason—17.

The bill,

H. 220. To prohibit and to regulate the catching, killing, hunting, taking, selling or bartering game and fish in the county of Tuscaloosa and to provide punishment therefor,

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Lee, Matthews, McCain, Meador, Moody, Pulley, Rather, Sowell of Walker, Thomason,—17.

SPECIAL ORDER.

The Senate next proceeded to consider the special order for the day, which was the bill,

S. 90. To further regulate the sentencing and employment of convicts in this State. To appropriate one half of the net earnings of the convict system to the fine and forfeiture fund of the several counties of the State. The inspection of the physical condition of convicts employed in mines, and to provide for the inspection of jails.

Pending its consideration,

ADJOURNMENT.

At the hour of 12:10 o'clock p. m., on motion of Mr. Hall, the Senate adjourned until Monday morning at 10:30 o'clock.

THIRTY-SECOND DAY.

Monday, January 30, 1899.

The Senate met pursuant to adjournment.

Prayer by Rev. Mr. Davis, the city.

Present:

Messrs. President, Brooks, Brown, Case, Grant, Hall, Horton, Hurst, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—22.

JOURNAL.

On motion of Mr. Sowell, of Walker, the reading of the journal of yesterday was dispensed with, and it was approved.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bills:

S. 122. To amend section 2 of an act to amend sections 1 and 7 of an act entitled "An act to provide a system of water works for the city of Montgomery, approved the 26th day of January, 1891," approved December 9th, 1896.

S. 182. To require the clerk of the circuit court, Butler county, to perform the duties of clerk of the county court of said county, and fixing his fees for such services.

S. 137. To amend section 1 of an act entitled "An act to amend an act to create a separate school district in the town of Brewton, Alabama, to define its boundaries, and to provide for the maintenance of schools therein," approved February 6th, 1895, so as to ex-

clude from said school district all that part of said school district lying east of Murder creek.

S. 242. To amend an act entitled "An act for the relief of Peter Wier, J. B. Buntin and R. M. Long, of Pickens county," approved February 18th, 1897, (acts 1896-7 page 1415).

S. 180. For the relief of B. M. Long, R. A. O'Rear, J. R. Cole and B. B. Poston, of Walker county.

S. 125. To declare E. S. Farrish, Jr., No. 2, a liner between the counties of Monroe and Wilcox, a citizen of Wilcox county.

And the House has amended by way of substitute and as amended has passed the following Senate bill:

S. 52. Establishing a State Board of Education for the State of Alabama, with powers and duties of same.

And a motion has been carried in the House requesting the Senate to return to the House the House bill

H. 140. To amend section 4306 of the Code.

MASSEY WILSON,
Clerk.

HOUSE MESSAGE.

The Senate referred the House amendment to the bill S. 52, establishing a state board of education for the State of Alabama, with powers and duties of same.

To Committee on Education—

And consented to the request of the House for the return of the bill H. 140. To amend section 4306 of the Code to the House.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Rather—

S. 350. To prohibit the sale, giving away or otherwise disposing of vinous, spirituous, malt liquors,

intoxicating bitters or blackberry wine, in beat No. 3, commonly known as Red Bank beat in Lawrence county, Alabama.

Temperance.

By Mr. Hurst—

S. 351. To change and define the line between the counties of Calhoun and Etowah, Alabama.

Local Legislation.

By Mr. Stevens—

S. 352. To amend section 565 of the Code.

Revision of Laws.

By Mr. Thomason—

S. 353. To prohibit the sale, giving away, bartering, delivering or exchanging vinous, spirituous or malt liquors or intoxicating bitters or drinks within the limits of Autauga county, and in certain portions of Chambers, Coosa, and Elmore counties.

Temperance.

By Mr. Windham—

S. 354. To provide compensation for the members of the commissioners court of Pickens county.

Local Legislation.

Also (with notice and proof)—

S. 355. For the relief of M. H. Caldwell, sheriff of Sumter county.

Privileges and Elections.

By Mr. Moore—

S. 356. To amend the act of the Legislature of Alabama, which was approved February the 22d, 1883, entitled an act to incorporate the Scottsville Manufacturing company, and to allow said company to construct railways and tramways, to connect with other, and to change the name of said corporation and to enlarge its powers.

Commerce and Common Carriers.

By Mr. Horton—

S. 357. To repeal an act to authorize the mayor and board of aldermen of the town of Eutaw, Alabama, to issue bonds of said town for an amount not to exceed

four thousand five hundred dollars for the purpose of purchasing lots or real estate, improved or unimproved to be used for school purposes in said town and for erecting, adding to or improving school buildings and furnishing the same.

Finance and Taxation.

By Mr. Moore—

S. 358. To amend an act entitled an act to amend the charter of the City of Uniontown, county of Perry, State of Alabama, approved February 16th, 1885, and the acts amendatory thereof.

Corporations.

By Mr. Brown—

S. 359. To establish a separate school district to be known as the Remlap school district, in Blount county, Alabama.

Education.

Also—

S. 360. To prohibit the running at large of certain animals within one half mile of the court house of Dunble Springs, Winston county.

Local Legislation.

Also—

S. 361. To authorize the board of mayor and council of the City of Cullman, Cullman county, Alabama, to issue and negotiate bonds of said city to an amount not exceeding thirty-five thousand dollars for the establishing and maintaining of a system of water works, light system and improvement of the streets of said city.

Municipal and County Organization.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason, from the committee on enrolled bills reported the following bills as correctly enrolled:

S. 125. To declare E. S. Farrish, Jr. No. 2., a liner between the counties of Monroe and Wilcox, a citizen of Wilcox county.

S. 122. To amend section 2 of an act to amend sections 1 and 7 of an act entitled "An act to provide a system of waterworks for the City of Montgomery," approved the 26th day of January, 1891, approved December 9th, 1896.

S. 137. To amend section 1 of an act entitled "An act to amend an act to create a separate school district in the town of Brewton, Alabama, to define its boundaries, and provide for the maintenance of schools therein," approved February 6th, 1895, so as to exclude from said school districts all that part of said district lying east of Murder Creek.

S. 242. To amend an act entitled "An act for the relief of Peter Weir, J. B. Buntin and R. H. Long, of Pickens county," approved February 18th, 1897, (1896-7, page 1415), so as to read as follows:

S. 180. For the relief of B. H. Long, R. A. O'Rear, J. R. Cole and B. B. Poston, of Walker county.

S. 182. To require the clerk of the circuit court of Butler county to perform the duties of clerk of the county court of said county, and fixing his fees for such services.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested.

H. J. R. Relative to Miss Annie Early Wheeler.

H. 220. To prohibit and to regulate the catching, killing, hunting, taking, selling or bartering game and fish in the county of Tuscaloosa and to provide punishment therefor.

H. 104. To repeal an act to declare F. M. Dansby, a liner between the counties of Dallas and Perry, a citizen of Dallas county, approved February 19th, 1889.

H. 300. For the relief of B. C. Pomeroy, late deputy sheriff of Lauderdale county, Alabama.

H. 395. For the preservation and protection of birds in Lee county.

H. 546. To prevent the running at large of stock in certain portions in Greene county.

H. 166. To amend section three of an act entitled "An act to establish a new charter for the town of Attalla," approved February 28th, 1889.

H. 549. To regulate fees of justices of the peace and constables in the counties of Lamar and Fayette.

H. 527. To provide for the election of officers in the town of Centerville, and to grant said town additional powers.

MASSEY WILSON,
Clerk.

SENATE AND HOUSE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read, by the secretary, signed the above and foregoing Senate and House bills, the titles of which are set out in the foregoing report of the committee on enrolled bills and in the House message.

REPORT OF COMMITTEE ON RULES.

Mr. Matthews, from the committee on rules, reported adversely the notice given by Mr. Hurst of his motion to suspend rule 461 of the Senate, and take up consideration of his resolution, offered on January 26th, inst.

The report of the committee was concurred in,

Yeas, 13; Nays, 9.

Yeas:

Messrs. President, Brooks, Horton, Jenkins, Lee, Matthews, Meador, Moore, Pulley, Sowell of Walker, Stevens, Thomason, Thompson—13.

Nays:

Messrs. Brown, Buchanan, Case, Grant, Hall, Hurst, McCain, Moody, Windham—9.

And the resolution was referred to the Committee on Rules.

RESOLUTION.

Mr. Case offered the following resolution, which was referred to the committee on rules:

WHEREAS, there is a resolution pending before this Senate, asking it to memorialize the Congress of the United States to take the people's money, and buy land with it and colonize the negro, without the consent of the people of the State of Alabama, and

WHEREAS, such a resolution endorsed by this Senate would be contrary to the teachings of the Declaration of Independence, that "governments are instituted among men deriving their just powers from the consent of the governed," and

WHEREAS, without we were instructed by our constituency to favor such a resolution, it would be monarchical in its nature; and

WHEREAS, while it is the case that some negroes do not make good and law-abiding citizens, there are also many white people who are not patriotic, upright and pure in heart; and

WHEREAS, the negroes make good laborers and are subordinate to the same laws we are sworn to support; and

WHEREAS, there has been no such an issue as this advocated before the people; therefore be it

Resolved, That it is the sense of this Senate that the approval of such a resolution as that, would be unwise, monarchical in the nature and dangerous to a republican form of government.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Brown, from Revision of Laws, favorably, with an amendment—

H. 353½. To amend sections 1086 and 1091 and subdivision 2 of section 1092 and section 1093 of article 1, chapter 28 of the Code of Alabama.

By Mr. Sowell, of Walker, from Local Legislation favorably—

H. 610. To prevent stock from running at large in part of beat 4, in Calhoun county, Alabama.

Also—

H. 800. To amend an act entitled "An act entitled an act to require the salary for the solicitor for the county of Montgomery and his deputy to be paid by said county and to dispose of the fees earned by said solicitor and his deputy," approved February 10th, 1893.

Also—

H. 936. To amend an act entitled "An act to provide for the permanent location of the county site of Calhoun county by a vote of the qualified electors of said county," approved November 30, 1898.

By Mr. Jenkins, from Education, favorably—

S. 344. To regulate separate school districts created by an act of the Legislature.

Also—

H. 8. To provide for the appointment of a board of examiners, to examine and license teachers of public schools in Cleburne county.

Also—

H. 62. To amend sections three and eight of an act approved December the 3d, 1896, entitled "An act to create a separate school district in the town of Oakman, Alabama, to define the boundaries thereof and to provide for the maintainance of schools thereof."

Also—

H. 95. To establish a separate school district to be known as the Piney Grove school district, in Geneva county, Alabama, and to provide a penalty for the violation of the provisions of this act.

Also—

H. 253. To create a separate school district in Monroe county, to be known as Jones' Mill school district.

Also—

H. 318. To establish a separate school district to

be known as the Collins Chapel school district, in Chilton county, Alabama.

Also—

H. 433. To amend an act entitled "An act to constitute the town of Warrior, a separate school district," approved February 17th, 1885.

Also—

H. 414. To establish a separate school district to be known as the Rockrun school district of Cherokee county, Alabama.

By Mr. Rather, from Commerce and Common Carriers, favorably—

H. 840. To further provide for repairing and keeping up the macadamized, or pike roads and public highways, in the county of Colbert, and to provide additional funds therefor; and to amend an act entitled "An act to regulate the working and keeping in repair the public roads in Colbert county, and to create the office of public road supervisor for said county and prescribe his duties and powers, and to correct the direction of building a macadamized road from Leighton," approved February 18th, 1897.

By Mr. Thompson, from Public Health, favorably—

S. 299. To amend section 2442 of the Code of Alabama.

Also—

S. 300. To amend section 5333 of the Code of Alabama.

Also—

S. 301. To provide for chemical and microscopical examinations in the interest of the sick and afflicted people of the State.

By Mr. Meador, from Finance and Taxation, favorably—

S. 347. To authorize the court of county commissioners of Chambers county, to issue and sell bonds of said county, to an amount not exceeding thirty thousand dollars, for the purpose of building a new court house for said county, and furnishing the same, and to provide for the payment of said bonds.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 112. To confer additional jurisdiction upon the county court of Lowndes county, and to regulate the proceedings therein.

H. 252. To create a separate school district in Marion county, Alabama, to be known as the Barnesville school district.

H. 441. To relieve E. D. Johnson of the disabilities of non-age.

H. 476. To allow justices of the peace of beats 1, 2, 3, 4, 5 and 6, of the county of Montgomery to hold their courts and offices in either of said beats and to have and exercise jurisdiction in either.

H. 520. To amend section 1 of an act to provide for the registration and lien of judgment for the payment of money in the courts of justice of the peace in Lamar, Calhoun, Monroe, Barbour, Walker, Etowah, Macon, Fayette, Sumter, Tallapoosa, Chilton and Madison counties, in so far as the same effects the counties of Chilton and Macon.

H. 510. To make the fees of bonded constables in Marengo and St. Clair counties, the same as sheriffs fees when they perform the same service.

H. 619. For the relief of John A. Bradford, of Marengo county.

H. 693. To protect fish in the Tennessee River, in Alabama, and its Alabama tributaries.

H. 794. To authorize the town of New Decatur to issue bonds in a sum not exceeding fifteen thousand dollars, for the purpose of building a market house.

H. 797. To regulate the fees of constables in Morgan county in criminal cases.

H. 572. To provide that the office of superintendent of education of Macon county shall hereafter be filled by election by the qualified voters of said county, and

to provide for the election of a superintendent of education for said county.

H. 665. To amend an act to incorporate the town of Courtland, in the county of Lawrence, approved December 16th, 1873.

H. 788. To establish and maintain a uniform series of text books to be taught in the public schools of Marion county, Alabama, and provide for a board to select the same.

H. 406. For the relief of Mrs. Alice B. Patton, of Sumter county.

H. 465. To create a separate school district in DeKalb county, Alabama, known as the Loveless school district.

H. 503. To increase the ex officio fees of the sheriff of Washington county from \$250.00 to \$400.00 per annum.

H. 552. To change the name of Madison Gustavus Burk and his wife, Rosa Bell Burk, to Madison Gustavus Foster and Rosa Bell Foster.

H. 611. To prohibit the sale, giving away, bartering, delivering or exchanging vinous, spirituous or malt liquors, or intoxicating bitters, beverages or drinks in certain portions of Chambers county.

H. 612. To prohibit the sale of spirituous and other intoxicating liquor near Goshen Baptist church in Pike county.

H. 616. To constitute a board of jury commissioners for Grenshaw county.

H. 652. To authorize the town of Marion to issue bonds for the purpose of extending, improving, maintaining and operating the system of waterworks located in said town, to an extent not exceeding four thousand dollars.

H. 668. To provide the ways and means to establish, open, improve, work and keep in good condition the public roads in Perry county, Alabama.

H. 669. To declare Charles A. E. Heyne, a liner of the county of Clay, a citizen of the county of Talladega.

H. 674. To amend the charter of the Georgia and Alabama railway, a consolidated corporation now existing, chartered and consolidated under the laws of the States of Georgia and Alabama, so as to change the location of the principal office of said corporation from the City of Americus, in Sumter county, Georgia, to the City of Savannah, in Chatham county, Georgia.

H. 684. To better preserve game animals and birds in Sumter county.

H. 698. To prohibit and punish persons dealing in city orders of the City of Girard, Alabama.

H. 763. To better provide for the establishment and working of the public roads in Limestone county, Alabama.

H. 796. To establish a new charter for the town of Hartselle, in Morgan county.

H. 825. For the relief of H. Ben Ferrell, ex-sheriff of Russell county, against the State.

H. 827. To incorporate the Highland City mills.

H. 837. To relieve Mary F. Maxwell of the disabilities of non-age.

H. 927. To establish Allenton school district, in Wilcox county.

And has adopted the joint resolution herewith sent, recalling from the Governor the bill H. 118, for the purpose of correction.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 112, 520, to Revision of Laws.

H. 252, 572, 788, 465, 927, to Education.

H. 441, 476, 693, 797, 665, 616, 669, 698, to Judiciary.

H. 510, 503, 825, to Finance and Taxation.

H. 619, 406, 552, 837, to Privileges and Elections.

H. 611, 612, to Temperance.

H. 652, 827, to Corporations.

H. 668, 674, 763, to Commerce and Common Carriers.

H. 684, to Local Legislation.

H. 796, to Municipal and County Organizations.

And the Senate concurred in the House joint resolution re-calling from the Governor the bill H. 118, for the purpose of correction.

UNFINISHED BUSINESS.

The Senate next proceeded to consider the unfinished business which was pending at the hour of adjournment on last Saturday, which was the bill,

S. 90. To further regulate the sentencing and employment of convicts in this State. To appropriate one half of the net earnings of the convict system to the fine and forfeiture fund of the several counties of the state. The inspection of the physical condition of convicts employed in mines, and to provide for the inspection of jails.

Mr. Meador offered the following amendment:

Amend by inserting in line 3, section 1, after the word "misdemeanors," the following words:

Who do not confess judgment for fine and cost.

Mr. Moody offered a substitute for Mr. Meador's amendment, as follows:

Amend by adding at end of section one, the following words, to wit:

But this section shall not be constructed to mean that persons convicted of misdemeanors shall not be fined, and, if unable to pay the fine, allowed to confess judgment, and said section shall not be construed to prevent persons convicted of misdemeanors from being put to work on the public roads of the county where convicted as a form of hard labor for said county,

Which was adopted, and the amendment was adopted.

And the bill, as amended, was read a third time and passed.

Yeas, 13 ; Nays, 9.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Lee, Matthews, Moody, Moore, Sowell of Walker, Thomason,—13.

Nays:

Messrs. Brown, Horton, Jelks, Jenkins, Meador, Pulley, Rather, Stevens, Windham—9

Mr. McCain was paired with Mr. Thompson on this bill. Mr. McCain opposed and Mr. Thompson favored the bill,

And the bill was ordered to be sent to the House without engrossment.

ADJOURNMENT.

At the hour of 1:35 o'clock p. m., on motion of Mr. Moore, the Senate adjourned until tomorrow morning at 10:30 o'clock.

THIRTY-THIRD DAY.

Tuesday, January 31, 1899.

The Senate met pursuant to adjournment.

Prayer by Rev. Mr. Newman, of Birmingham.

Present:

Messrs. President, Brooks, Buchanan, Caffee, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson Wiley, Windham—29.

JOURNAL.

On motion of Mr. Mathews, the reading of the

Journal was dispensed with and the same was approved.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Pulley, by request—

S. 362. To repeal a part of section four of the act to provide for holding a convention to revise and amend the constitution of the state, approved December 17th, 1898.

Constitution and Constitutional Revision and Amendment.

By Mr. Thomason—

S. 363. To legalize the registration of deeds of conveyances which have been filed and recorded in the office of the judge of probate of the proper county in this State before the passage of this act, but not within the time required by law.

Judiciary.

By Mr. Thomason—

S. 364. To amend an act entitled "An act to prevent stock from running at large in precincts Nos. 6, 7, 8, 9, 10, 11, 12 and 15 in Cleburne county; and all of precincts Nos. eight (8) and nine (9) and the part of precinct twelve (12), north of the City of Greenville, the Greenville and Pineapple road and the old Montezuma road in Butler county, Alabama; and in sections five (5), six (6) and seven (7), township eighteen (18), range nine (9) and sections (1), two (2) and twelve (12), township eighteen (18), range eight (8), making one hundred yards the line west and northwest of the public road known as the Oxford and Shinbone road, running through section six (6), township (18), range nine (9) and sections one (1) and two (2) in township eighteen (18), range eight (8), in Clay county, Alabama," approved December 14th, 1898.

Local Legislation.

By Mr. Deans, of Shelby—

S. 365. To authorize the mayor of Calera to issue city bonds not exceeding six thousand dollars, for the purpose of aiding in the erection of a county court house, in the City of Calera, Alabama.

Finance and Taxation.

By Mr. Moore—

S. 366. To request the release of property, when the same has been levied upon by execution of other process for the collection of taxes.

Also—

S. 367. To regulate the storage of pig iron.

Corporations.

By Mr. Meador—

S. 368. To confirm the incorporation and organization of the Dayton & Faundsdaile railroad company, and to increase and enlarge its powers.

Commerce and Common Carriers.

By Mr. Matthews—

S. 369 To repeal an act entitled "An act to change the name of Big Bear Creek to Bear River."

Penitentiary.

By Mr. Matthews—

S. 370. To create a separate school district in Franklin county, Alabama, to be known as the Burlason school district.

Education.

By Mr. Matthews—

S. 371. To fix the rate of tolls to be charged by the Southern railway company, on the road bridge, crossing the Tennessee river, between Colbert and Lauderdale counties, and known as the Florence bridge, and to repeal the act of the Legislature approved February 9th, 1895, entitled "An act to fix the maximum of tolls to be charged by the owners, lessees, or operators of the road bridge, crossing the Tennessee river, between the counties of Colbert and Lauderdale, and known as the Florence bridge, and to fix the

penalty for demanding or receiving a higher rate of toll."

Commerce and Common Carriers.

By Mr. Buchanan—

S. 372. To amend section 6 of an act entitled "An act to amend sections 1, 7, 15, 16, 19, 21, 23 and 24 of an act entitled 'An act to establish a criminal court for the county of Pike, with criminal jurisdiction in misdemeanor cases and to repeal sections 8 and 18.'"

Revision of Laws.

By Mr. Nunnellee—

S. 373. To fix the place of holding the chancery court in Calhoun county.

Judiciary.

By Mr. Wiley—

S. 374. For the relief of Lehman Durr company.

Judiciary.

By Mr. Rather—

S. 375. To authorize the mayor and council of the City of Decatur to issue bonds of said city, to fund and retire the bonded and outstanding indebtedness of said city, and to provide for the payment thereof.

Finance and Taxation.

By Mr. Rather—

S. 376. To repeal an act entitled "An act to authorize the mayor and council of the town of Decatur to negotiate a loan for the purpose of constructing sewers and making other permanent public improvements in said town, and to issue bonds for the payment of said loan," approved February 28th, 1889.

Finance and Taxation.

By Mr. Lee, by request—

S. 377. To authorize the mayor and councilmen of Evergreen, to issue bonds of said town for an amount not exceeding twenty five thousand (\$25,000.00) dollars, for the purpose of putting in a system of water works, electric or gas lights, and making other permanent improvements in said town.

Finance and Taxation.

By Mr. Nunnellee—

S. 378. To incorporate the Alabama Wage Earners' Mutual Aid association.
Corporations.

By Mr. Wiley—

S. 379. To incorporate Alabama Trust and Guarantee company.
Corporations.

By Mr. Cunningham—

S. 380. To provide a system of quarantine for this State.
Public Health.

By Mr. Cunningham—

S. 381. To prescribe the duties and fix the compensation of the coroner of Jefferson county, Alabama, and to provide for payment of same.
Finance and Taxation.

By Mr. Cunningham—

S. 382. To abolish the charter of the town of Rosedale Park, in Jefferson county, Alabama.
Corporations.

By Mr. Cunningham—

S. 383. To incorporate the Jackson club.
Corporations.

By Mr. Jelks—

S. 384. To amend an act to establish a board of revenue for Barbour county, approved February 18th, 1895.
Finance and Taxation.

By Mr. Jelks—

S. 385. To amend section 2474 of the Code in so far as the same applies to Barbour county.
Local Legislation.

By Mr. Thompson—

S. 386. For the relief of the bank of Tuskegee.
Finance and Taxation.

By Mr. Moore—

S. 387. To amend an act entitled "An act to incorporate the Guarantee Trust and Surety company," ap-

proved February 11th, 1897, by conferring upon the corporation therein, authorized additional powers and to change provisions thereof in respect to meetings of stockholders.

Corporations.

By Mr. Jenkins—

S. 388. To amend section 2825, Code of 1896.

Revision of Laws.

Also—

S. 389. To regulate the hire management and employment of the county convicts in the several counties of the State and of state convicts

Penitentiary.

By Mr. Wiley—

S. 390. To create a separate school district in Montgomery county, to be known as the Mount Meigs school district.

Corporations.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having erased his signature from the bill H. 169, in accordance with the resolution to that effect heretofore adopted, the same is herewith sent with request that the President of the Senate erase his signature therefrom.

And the House has passed the Senate bill,

S. 233. To abolish the county court of Clay county, organized under the general statutes of Alabama, and to confer the power and jurisdiction of said abolished court upon the county court of Clay county, recently established by this Legislature for said county of Clay, and to provide for the transfer of all cases pending in said abolished court to the new court so established

MASSEY WILSON,

Clerk.

HOUSE MESSAGE.

The President of the Senate erased his signature

from the House bill 169, in accordance with the joint resolution heretofore concurred in.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Meador, from Finance and Taxation, favorably

H. 18. For the relief of C. M. Malone, special coroner of Franklin county, for the removal of a prisoner from Colbert county, Alabama, to the jail in Franklin county.

Also—

H. 17. For the relief of W. S. Wilson, ex-sheriff of Franklin county, for the removal of prisoners from Lawrence and Jefferson counties, to the county of Franklin.

Also (with amendment)—

H. 499. To amend an act to provide for the more efficient assessment and collection of taxes in the State of Alabama, approved February 3d, 1897.

Also—

H. 421. To authorize the mayor and aldermen of the City of Tuscumbia, Alabama, to issue bonds of said city for an amount not exceeding \$26,000.00 for the purpose of redeeming the bonds of said city, issued under an act of the Legislature of Alabama, approved December 12th, 1888, and for draining, grading, macadamizing and improving the streets of said city.

By Mr. Moody, from Judiciary, favorably—

S. 244. To amend section 1169 of the Code.

By Mr. Pulley, from Revision of Laws, favorably—

S. 352. To amend section 565 of the Code.

By Mr. Matthews, from Corporations, favorably with amendments—

H. 81. To incorporate the town of Enterprise in Coffee county.

Also (with amendment)—

H. 161. To incorporate the town of Pinckard in the county of Dale, and State of Alabama.

By Mr. Sowell, of Walker, from Local Legislation, favorably—

S. 351. To change and define the line between the counties of Calhoun and Etowah, Alabama.

Also—

S. 354. To provide compensation for the members of the commissioners' court of Pickens county.

Also—

S. 360. To prohibit the running at large of certain animals, within one-half mile of the court house at Double Springs, Winston county.

Also—

H. 684. To better preserve game, animals and birds in Sumter county.

By Mr. Horton, from Agriculture, favorably—

S. 349. To prohibit the running at large of stock in precinct No. 9, in Shelby county, Alabama.

By Mr. Windham, from Privileges and Elections, favorably—

H. 88. For the relief of Read Fertilizer company, of Charleston, S. C.

By Mr. Grant, from Temperance, favorably—

S. 350. To prohibit the sale, giving away or otherwise disposing of vinous, spirituous malt liquors, intoxicating bitters or blackberry wine, in beat No. 3, commonly known as Red Bank Beat, in Lawrence county, Alabama.

Also—

S. 353. To prohibit the sale, giving away, bartering, delivering or exchanging vinous, spirituous or malt liquors or intoxicating bitters or drnks, within the limits of Autauga county and in certain portions of Chambers, Coosa and Elmore counties.

Also—

H. 611. To prohibit the sale, giving away, bartering,

delivering or exchanging vinous, spirituous or malt liquors, or intoxicating bitters, beverages or drinks in certain portions of Chambers county.

Also—

H. 612. To prohibit the sale of spirituous, and other intoxicating liquors near Goshen Baptist church, in Pike county.

By Mr. Grant, from Privileges and Elections, favorably—

S. 326. To provide for the permanent location of the county site of Shelby county, Alabama, by a vote of the qualified electors of said county.

By Mr. Jenkins, from Education, favorably—

S. 232. To constitute the town of North Port, and certain contiguous territory, a separate school district, and to provide for the maintenance and management of the public schools in said school district.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason from the committee on enrolled bills, reports the following bill correctly enrolled,

S. 233. To abolish the county court of Clay county, organized under the general statutes of Alabama, and to confer the power and jurisdiction of said abolished court upon the county court of Clay county, recently established by this Legislature for said county of Clay, and to provide for the transfer of all cases pending in said abolished court to the new court so established.

SIGNING OF SENATE BILLS.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above Senate bills, the titles of which are set out in the foregoing report of the Committee on Enrolled Bills.

REPORT OF COMMITTEE ON RULES.

Mr. Matthews from the committee on rules reported, without recommendation the Senate joint resolutions:

Offered by Mr. Buchanan on the colonization of the negroes.

And the one offered on yesterday by Mr. Case on the same subject.

On motion of Mr. Buchanan, the further consideration of the resolutions were indefinitely postponed.

RESOLUTION.

By leave, Mr. Nunnelee, offered the following resolution:

Resolved by the Senate, That Senate bill 90, be recalled from the House, and returned forthwith to the Senate.

Mr. Cunningham, (Mr. Meador presiding), moved to lay the resolution on the table.

Lost. Yeas, 11; nays, 12.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Grant, Hurst, Meador, Moore, Sowell of Walker, Thomason, Thompson —11.

Nays:

Horton, Jelks, Jenkins, Lee, Lyons, McCain. Nunnellee, Pulley, Rather, Stevens, Wiley Windham—12.

And the resolution was adopted. Yeas, 13; nays, 12.

Yeas:

Messrs. Caffee, Horton, Jelks, Jenkins, Lee, Lyons, McCain, Nunnellee, Pulley, Rather, Stevens, Wiley, Windham—13.

Nays:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hurst, Meador, Moore, Sowell of Walker, Thomason, Thompson,—12.

NOTICE OF RECONSIDERATION OF VOTE.

At the hour of 11:20 a. m., Mr. Lee gave notice that he would move to reconsider the vote by which the Senate bill 90 passed the Senate, when the same becomes the property of the Senate.

RECONSIDERATION OF VOTE.

Mr. Lee moved, by unanimous consent, to reconsider the vote by which the Senate passed the bill,

H. 169. To authorize the court of county commissioners of Escambia county to issue bonds of said county for an amount not exceeding twenty-five thousand dollars, for the purpose of building a bridge across the Conecuh river.

Which was carried.

Also, on his motion, the vote by which the bill was ordered to the third reading was reconsidered.

Mr. Lee offered an amendment to strike out section 7 of the bill,

Which was adopted.

The bill, as amended, was then read the third time and passed: Yeas, 24; Nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans, of Shelby, Grant, Hall, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—24.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 140. To amend section 4306 of the Code..

H. 424. To authorize the mayor and council of the town of Greenville to negotiate a loan for the purpose

of establishing a system of electric lights in the town of Greenville, and to issue bonds for the payment of said loan.

H. 659. For the relief of J. R. Herring, of Louisville, Barbour county, and to refund to him the sum of seventy-two dollars and ninety cents, a part of the amount paid by him for license to retail liquor which license was afterwards revoked.

H. 649. To constitute the corporate limits of the town of Union Springs, in Bullock county, as they now are, or may hereafter exist, a public school district, separate and apart from the remaining school districts of Bullock county, to be known as the Union Springs public school district, and to provide for the management, support and maintenance of the public schools therein

H. 723. To repeal an act entitled "An act to establish, open, improve, work and keep in good condition the public roads in Autauga county."

H. 724. To authorize the board of revenue or commissioners' court of Autauga county, Alabama, to expend a part of the revenues and all surplus revenues of said county for the improvements and betterment of the public roads of said county.

H. 730. To amend section 3 of an act entitled "An act to establish a new charter for the town of Clayton, in Barbour county, Alabama," approved February 18th, 1897.

H. 731. To authorize and empower the probate court of Bullock county to appoint a guardian of the person and property of John P. West, a citizen of Bullock county, but now an inmate of the Alabama Brice Insane Hospital.

H. 733. To relieve Nora Bennett, of Butler county, of the disabilities of non-age.

H. 815. To authorize the court of county commissioners of Perry county to issue bonds of the said county to amount not exceeding six thousand dollars for the purpose of building an iron bridge over the Cahawba river.

H. 828. To relieve Sterling R. Coleman, Jot Elston Remson, J. Hugh Conley and Bessie Conley of Talladega county, Alabama, minors, of the disabilities of non-age.

H. 865. To authorize the intendant and councilmen of the town of Lafayette to issue bonds of the said town for an amount not exceeding twenty thousand dollars for the purpose of putting in a system of water works and electric lights in said town.

H. 872. To provide for the registration and lien of judgment for the payment of money in the courts of justice of the peace and notary public with powers of justice of the peace in Cherokee, Shelby, Blount, Cleburne and Clay counties, Alabama.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 140, 424, 731, 733, 828, 872, to Judiciary.

H. 659, 815, 865, to Finance and Taxation.

H. 694, to Education.

H. 723, 724, to Local Legislation.

H. 730, to Corporations.

BILLS ON THIRD READING.

The bill,

S. 203. To provide for the regulation of corporations, companies or associations transacting the business of life insurance in this State upon the mutual cooperative or assessment plan, and requiring fraternal organizations paying benefits to its members to file annual reports,

Was taken up.

The amendments reported by the committee were adopted.

The bill, as amended, was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Lee, McCain, Meador, Moore, Nunnellee, Sowell of Walker, Stevens, Thomason, Thompson—18.

The bill,

S. 237. To create a separate school district in the County of Tallapoosa to be known as "Zion Grove School," and to define the boundaries thereof,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Lee, McCain, Meador, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason—18.

And was ordered to be sent to the House without engrossment.

The bill,

S. 330. To provide for opening new roads in Barbour county, improving those now open, and for keeping the same in good condition,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, McCain, Meador, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—22.

And was ordered to be sent to the House without engrossment.

The bill,

H. 936. To amend an act entitled "An act to provide for the permanent location of the county site of Calhoun county, by a vote of the qualified electors of said county," approved November 30, 1898,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Horton, Huist, Jelks, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—21.

The bill,

H. 840. To further provide for repairing and keeping up the macadamized, or pike, roads and public highways, in the County of Colbert, and to provide additional funds therefor; and to amend an act entitled "An act to regulate the working and keeping in repair the public roads in Colbert county, and to create the office of public road supervisor for said county and prescribe his duties and powers, and to correct the direction of building a macadamized road from Leighton," approved February 18th, 1897,

Was read a third time and passed Yeas, 21; nays 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—21.

The bill,

S. 320. To regulate the fees of the sheriff of the circuit court of Lawrence county for *ex officio* services,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—20.

The bill,

H. 800. To amend an act entitled "An act to require the salary for the solicitor for the County of Montgomery and his deputy to be paid by said county, and to dispose of the fees earned by said solicitor and his deputy," approved February 10, 1893,

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—23.

The bill,

H. 457. To better provide for the payment of State witnesses in the County of Washington,

Was taken up.

Mr. Grant offered an amendment, which was adopted.

The bill, as amended, was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brooks, Case, Deans of Shelby, Grant, Hall, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—23.

RECESS.

At the hour of 12:55, on motion of Mr. Cunningham, Mr. Meador presiding, the Senate took a recess until 3 o'clock this afternoon.

AFTERNOON SESSION.

The Senate met pursuant to adjournment.

A quorum was present.

BILLS ON THIRD READING.

The bill,

S. 270. To amend Section 1441 of the Code, regulating actions of slander and libel,

Was taken up.

Mr. Case moved to make the same a special order for tomorrow afternoon, which was lost, and the bill was read a third time and passed. Yeas, 19; nays 5.

Yeas:

Messrs. President, Brooks, Buchanan, Caffee, Grant, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—19.

Nays:

Messrs. Case, Deans of Shelby, Hall, Hurst, Meador—5.

And the same was ordered forthwith to the House without engrossment.

The bill,

H. 199. For the protection of song birds, game fowls and game mammals in the State of Alabama,

The amendment offered by the committee striking out the counties of Tallapoosa, Shelby and Crenshaw, was adopted, and the bill as amended, was read a third time and passed. Yeas, 22; nays 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Grant, Hall, Horton, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—22.

The bill,

S. 327. To repeal sub-division 31 of Section 4122 of the Code of 1896, so far as it relates to the County of Bibb,

Was read a third time and passed. Yeas. 24; nays 0.

Yeas:

Messrs. President, Brooks, Buchanan, Caffee, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—24.

And was ordered to be sent to the House without engrossment.

The bill,

H. 253. To create a separate school district in Monroe county, to be known as Jones' Mill School District.
Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Caffee, Case, Deans of Shelby, Grant, Hurst, Jelks, Lee, Lyons, McCain, Meador, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—21.

The bill,

H. 232. To make valid and chargeable against the fine and forfeiture fund of Coosa county, Alabama, certain witness scripts or witness certificates issued by the foreman of the grand juries of Coosa county, Alabama, and have said script or witness certificates paid by the treasurer of said county in the order of their registration,

Was read a third time and passed. Yeas, 22; nays 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—22.

The bill,

H. 146. To provide for the better support of the public schools of Baldwin county, Alabama, and for levying a special tax within constitutional limits to sustain them,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Lee, McCain, Meador, Moore, Nunnellee, Rather, Sowel of Walker, Stevens, Thomason, Thompson, Windham—20.

The bill,
H. 687. To establish a new charter for the town of Abbeville,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hurst, Jenkins, Lyons, McCain, Meador, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Thompson—19.

The bill,

S. 335. To amend an act approved December 13th, 1898, entitled "An act to better provide for the working of the public roads of St. Clair, Cherokee, Franklin and Shelby counties, so far as the same relates to Shelby county."

Was taken up.

Mr. Deans, of Shelby, offered an amendment, which was adopted,

And the bill, as amended, was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Lee, McCain, Meador, Moore, Nunnellee, Rather, Sowell of Walker, Thomason, Thompson, Wiley, Windham—20.

The bill,

H. 244. To constitute a separate school district to be known as the Smith Station school district, in the County of Lee and State of Alabama, and for the appointment of a board of trustees therefor,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Sowell of Walker, Thomason, Thompson, Wiley, Windham—21.

The bill,

S. 307. To establish the Ashville school district, in St. Clair county,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Jelks, Lee, Lyons, McCain, Meador, Moore, Nunnellee, Rather, Sowell of Walker, Thomason, Thompson, Wiley, Windham—20.

The bill,

S. 313. To amend subdivision 9 of Section 1163 of Code of Alabama,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hurst, Jelks, Lee, Lyons, McCain, Meador, Moore, Rather, Sowell of Walker, Stevens, Thomason—18.

The bill,

S. 347. To authorize the court of county commissioners of Chambers county to issue and sell bonds of said county to an amount not exceeding thirty thousand dollars, for the purpose of building a new court house for said county, and furnishing the same; and to provide for the payment of said bonds,

Was read a third time and passed Yeas, 21; nays, 0.

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—21.

The bill,

S. 282. To authorize certain officers in the State of Alabama to use typewriters in making records in their offices.

The amendment offered by the committee was adopted,

And the bill, as amended, was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thompson—19.

The bill,

S. 281. To repeal subdivision two (2) of Section 3372 of the Code of 1896, so far as the same relates to Jefferson county,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas,

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moore, Pulley, Sowell of Walker, Stevens, Thomason, Wiley—20.

The bill,

S. 283. To make false swearing, in order to procure a marriage license, perjury, and to fix the punishment therefor,

Was read a third time and passed. Yeas, 17; nays, 1.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Horton, Jelks, Lyons, Matthews, McCain, Meador, Moore, Sowell of Walker, Stevens, Thomason, Wiley—17.

Nay:

Mr. Pulley—1.

The bill,

S. 333. To amend an act entitled "An act to regulate the trial of misdemeanors in Lawrence county," approved February 6th, 1891,

Was read a third time and passed. Yeas, 19; nays 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of

Shelby, Grant, Horton, Jelks, Lee, Lyons, McCain, Meador, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley—19.

The bill,

H. 641. To increase the revenue of the public schools of Lamar and Fayette counties,

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Caffee, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Lyons, McCain, Meador, Moore, Pulley, Sowell of Walker, Stevens, Thomason—17.

The bill,

S. 251. To further prevent the sale or other disposal of spirituous, vinous or malt liquors on the Sabbath day,

Was taken up.

Pending its consideration a House message was received.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 769. To authorize the Secretary of State to dispose of certain books in his possession.

H. 770. To dispose of a certain number of copies of the Code of Alabama of 1896 at two and half dollars a copy.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 770, 769, to Judiciary.

ADJOURNMENT.

At 5 o'clock p. m., on motion of Mr. Sowell of Walker, the Senate adjourned until to-morrow morning at 10:30 o'clock.

THIRTY-FOURTH DAY.

Wednesday, February 1st, 1899.

The Senate met pursuant to adjournment.

Prayer by Rev. Mr. Dickinson, of the city.

Present:

Messrs. President, Brooks, Buchanan, Caffee, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—28.

JOURNAL.

On motion of Mr. Windham, the reading of the Journal of yesterday was dispensed with, and it was approved.

LEAVES OF ABSENCE.

Leave of absence was granted to Mr. Sowell of Limestone for yesterday and to-day, and to Mr. Brown for to-day on account of sickness, and to Mr. Hall for this afternoon.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has adopted the joint resolution herewith

sent, providing for printing the report of the University Commissioners.

Also, the joint resolution memorializing Congress relative to national cattle quarantine line.

The House has concurred in the Senate amendments to the House bills:

H. 195. Authorizing an election in certain precincts in Madison county for or against the stock law, approved Feb. 9th, 1897, entitled "An act to amend Sec. 1 of an act to prevent hogs from running at large in Madison county," approved Feb. 16th, 1891.

H. 360. To provide that whipping may be the punishment for petit larceny in certain cases in County of Mobile.

And the House has concurred in the Senate joint resolution requesting the appointment of General Wheeler to major-general in the regular army.

And the House has concurred in the Senate amendment to the House bill,

H. 113. To amend Sections 2774 and 2775 of the Code of Alabama so as to apply to persons keeping public pastures or training stables for the development of horses.

And the House has originated, passed and ordered forthwith to the Senate without engrossment, House bill,

H. 997. For the relief of J. Z. Hendley, tax collector of Henry county, Alabama.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 997, to Finance and Taxation.

The House joint resolution providing for printing the report of the University Commissioners,

And the House joint resolution memorializing Congress relative to national cattle quarantine line,

Were severally referred to the Committee on Rules.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Windham—

S. 391. To prohibit the sale, giving away, or disposing of spirituous, vinous or malt liquors, or any intoxicating bitters or beverages, within five miles of Centre Springs Methodist Episcopal Church, South, in Pickens county, Alabama.

Temperance.

Also—

S. 392. To incorporate the town of Gordo, in the County of Pickens, and State of Alabama, and to regulate the municipal affairs of said town of Gordo, and to enforce its police powers.

Local Legislation.

By Mr. Deans, of Shelby—

S. 393. To vacate and abolish certain parts of Highland, Vine and North Boundary streets, in the town of Montevallo, and to invest the title of such vacated parts of said streets in the board of trustees of the Alabama Industrial School for White Girls.

Education.

By Mr. Meador—

S. 394. To amend Section 899 of the Code.

Revision of Laws.

By Mr. McCain—

S. 395. To repeal an act to establish the Lineville school district in Clay county, approved February 4th, 1897.

Education.

By Mr. Cunningham (Mr. Meador presiding)—

S. 396. To authorize the board of mayor and aldermen of Birmingham to assess the costs of improvements heretofore made upon the streets, avenues and alleys of said city against the adjoining property and to provide for the collection thereof.

Finance and Taxation.

Also—

S. 397. To authorize the mayor and aldermen of Birmingham to establish the width of 19th street from Huntsville avenue north to the section line, and to give, grant or dispose of forty feet on the east side of the said 19th street, to the present owners of the property attigent therto.

Corporations.

By Mr. Brown—

S. 398. To incorporate Royal Collegiate Institute. Education.

Also, by request—

S. 399. To require the tax assessor and tax collector of Cullman county to keep offices open at the court house during the year in lieu of visiting the different precincts of the county to assess and collect taxes.

Finance and Taxation.

By Mr. Wiley—

S. 400. To create the office of associate judge of the city court of Montgomery county, and to define his powers.

Judiciary.

Also—

S. 401. To prescribe the rules of practice and procedure in the city court of Montgomery.

Judiciary.

Also—

S. 402. To amend Sections 3949, 3977 and 3979 of the Code of 1896, in so far as they relate to the counties of Jefferson, Mobile and Montgomery.

Judiciary.

By Mr. Moore—

S. 403. To exempt from taxation cotton in warehouses, grain in warehouses and elevators and pig-iron in warrant yards.

Finance and Taxation.

By Mr. Rather—

S. 404. To amend Section 3916 of the Code of Alabama.

Judiciary.

By Mr. Stevens—

S. 405. To establish a separate school district, to be known as "Socapatoy school district," in Coosa county, Alabama.

Education.

By Mr. Jelks—

S. 406. To amend Section 3 of an act entitled "An act to amend Sections 5, 7, 13, 17, 31, 37, 38 and 40 of 'An act to establish a new city charter for Eufaula,' approved February 28th, 1870," approved February 28th, 1883.

Local Legislation.

By Mr. Brown—

S. 407. To detach Cullman county from the Eighth and attach it to the Tenth judicial circuit, and to fix the time of holding court in said county.

Revision of Laws.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has adopted the joint resolution herewith sent, requiring the doorkeeper of the House to repair all damaged chairs in the House.

And the House has adopted the joint resolution herewith sent recalling from the Governor, House bills H. 99 and H. 103.

And the House has concurred in the Senate joint resolution requesting the return to the Senate of the bill,

S. 90. To further regulate the sentencing and employment of convicts in this State; to appropriate one-half of the net earnings of the convict system to the fine and forfeiture fund of the several counties of the State; the inspection of the physical condition of convicts employed in mines, and to provide for the inspection of jails,

And the bill is herewith returned.

And the House has passed the following Senate bills:

S. 82. To relieve James Benjamin Daniel, of Geneva county, of the disabilities of non-age.

S. 213. To amend Section 1588 of the Code of Alabama of 1896, so far as the same relates to Lawrence county.

S. 190. To authorize the mayor and council of the town of Edwardsville, in Cleburne county, to issue bonds of said town to the amount of twenty-five hundred dollars.

S. 67. To make conveyances or certified copies thereof, whether absolute or on condition, which have heretofore been acknowledged or proven according to law, self-proving, if already recorded, or if recorded within twelve months.

And the House requests the return from the Senate of House bill,

H. 182. To provide for the election of superintendent of education by a vote of the people in the County of Jefferson.

MASSEY WILSON,
Clerk.

HOUSE MESSAGE.

The House joint resolution requiring the doorkeeper of the House to repair all damaged chairs of the House,

Was referred to the Committee on Rules.

H. 99, H. 103. The House joint resolution recalling from the Governor House bills H. 99 and H. 103,

Was immediately considered and concurred in.

H. 182. The Senate consented to the request of the House for the return of the bill, H. 182, and it was ordered to be returned to the House.

RECONSIDERATION OF VOTE.

Mr. Lee called up his motion, of which he gave notice, to reconsider the vote by which the Senate passed the bill,

S. 90. To further regulate the sentencing and employment of convicts in this State; to appropriate one-half of the net earnings of the convict system to the fine and forfeiture fund of the several counties of the State; the inspection of the physical condition of convicts employed in mines, and to provide for the inspection of jails.

Mr. Cunningham (Mr. Rather presiding) moved to lay the motion on the table.

Lost.

Yeas, 11; nays, 15.

Yeas:

Messrs. President, Brooks, Case, Deans of Shelby, Grant, Hall, Hurst, Matthews, Moore, Sowell of Walker, Thomason—11.

Nays:

Messrs. Buchanan, Caffee, Horton, Jelks, Jenkins, Lee, Lyons, McCain, Meador, Nunnellee, Pulley, Rather, Stevens, Wiley, Windham—15.

And the motion to reconsider vote on passage of the bill prevailed.

On motion of Mr. Jenkins, the vote by which the bill was ordered to the third reading was reconsidered.

On motion of Mr. Jenkins, the further consideration of the bill was indefinitely postponed.

Yeas, 14; nays, 13.

Yeas:

Messrs. Caffee, Horton, Jelks, Jenkins, Lee, Lyons, McCain, Meador, Nunnellee, Pulley, Rather, Stevens, Wiley, Windham—14.

Nays:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hall, Hurst, Matthews, Moody, Moore, Sowell of Walker, Thomason—13.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested:

H. J. R. Relative to Hon. Jno. T. Morgan.

H. 113. For the protection of persons keeping public pastures, or training stables for the development of horses.

H. 146. To provide for the better support of the public schools of Baldwin county, Alabama, and for levying a special tax within constitutional limits to sustain them.

H. 195. Authorizing an election in certain precincts in Madison count for or against the stock law, approved February 9th, 1897, entitled 'An act to amend Section 1 of an act to prevent hogs from running at large in Madison county.'

H. 232. To make valid and chargeable against the fine and foreiture fund of Coosa county, Alabama, certain witness script or witness certificates issued by the foreman of the grand juries of Coosa county, Alabama, and have said script or witness certificates paid by the treasurer of said county in the order of their registration.

H. 244. To constitute a separate school district, to be known as the Smith Station school district, in the county of Lee and State of Alabama, and for the appointment of a board of trustees therefor.

H. 253. To create a separate school district in Monroe county, to be known as Jones' Mill school district.

H. 360. To provide that whipping may be the punishment for petit larceny in certain cases in the County of Mobile.

H. 641. To increase the revenue of the public schools of Lamar and Fayette counties.

H. 687. To establish a new charter for the town of Abbeville.

H. 800. To amend an act entitled "An act to require the salary for the solicitor for the County of Montgomery and his deputy to be paid by said county and to dispose of the fees earned by said solicitor and his deputy," approved February 10th, 1893.

H. 936. To amend an act entitled "An act to pro-

vide for the permanent location of the county site of Calhoun county by a vote of the qualified electors of said county," approved November 30, 1898.

H. 840. To further provide for repairing and keeping up the macadamized, or pike, roads and public highways in the County of Colbert, and to provide additional funds therefor; and to amend an act entitled "An act to regulate the working and keeping in repair the public roads in Colbert county, and to create the office of public road supervisor for said county, and prescribe his duties and powers, and to correct the direction of building a macadamized road from Leighton," approved February 18th, 1897,

MASSEY WILSON,
Clerk.

HOUSE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above House bills, the titles of which are set out in the foregoing House message.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason, from the Committee on Enrolled Bills, reported the following bills as having been correctly enrolled:

S. 213. To amend Section 1588 of the Code of Alabama of 1896 so far as the same relates to Lawrence county.

S. 67. To make conveyances, or certified copies thereof, whether absolute or on condition, which have heretofore been acknowledged or proven according to law, self-proving if already recorded, or if recorded within twelve months.

S. 190. To authorize the mayor and council of the town of Edwardsville, in Cleburne county, to issue bonds of said town to the amount of twenty-five hundred dollars.

SENATE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above Senate bills, the titles of which are set out in the foregoing report of the Committee on Enrolled Bills.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Wiley, from Judiciary, favorably—

S. 143. To amend Section one of an act entitled "An act to create a separate school district to include the town of Springville, in St. Clair county," approved February 13, 1897.

Also—

S. 221. To regulate the introduction of testimony in cases where genuinenes of signatures or writings is in dispute.

Also—

S. 234. To repeal Section 1017 of the Revised Code of 1896.

Also—

S. 245. To prescribe the manner of entry upon the records of satisfaction, in whole or in part, of mortgages, deeds of trust, judgments, mechanics' liens and other recorded liens, and give effect thereto.

Also—

S. 254. To amend Sections 3, 7 and 8 of an act entitled "An act to regulate the practice of dentistry in the State of Alabama," as amended February 28th, 1887.

Also—

S. 287. To provide for the payment of certain fees of the solicitor of the city court of Talladega in two felony cases sentenced to the penitentiary in 1897.

Also—

H. 52. To provide for the election of the county superintendent of education of Montgomery county.

Also, favorably (with amendment)—

H. 155. To amend Section 5425 of the Code of Alabama.

Also, favorably—

H. 364. To authorize the holding of adjourned terms of chancery courts.

Also—

H. 385. To fix and regulate the fees of justices of the peace and notaries public with justice jurisdiction, in so far as the same applies to Hale county, Alabama.

Also—

H. 430. To further regulate and fix the fees of justices of the peace and notaries public, ex officio justices of the peace in criminal cases or proceedings in Greene county.

Also—

H. 441. To relieve E. D. Johnson of the disabilities of non-age.

Also—

H. 476. To allow justices of the peace of beats 1, 2, 3, 4, 5 and 6 of the County of Montgomery to hold their courts and offices in either of said beats, and to have and exercise jurisdiction in either.

Also—

H. 616. To constitute a board of jury commissioners for Crenshaw county.

Also—

H. 669. To declare Charles A. E. Heyne, a liner of the County of Clay, a citizen of the County of Talladega.

Also—

H. 698. To prohibit and punish persons dealing in City orders of the City of Girard, Alabama.

Also—

H. 797. To regulate the fees of constables in Morgan county in criminal cases.

By Mr. Matthews, from Finance and Taxation,

S. 255. To authorize the board of mayor and aldermen of the town of Pratt City, in Jefferson county,

Alabama, to issue and negotiate bonds of said town to an amount not exceeding twenty-five thousand (\$25,000) dollars for the establishing and maintaining of a system of water works for the fire department and sanitary and domestic uses, and providing for the redemption of said bonds.

Also—

S. 268. To authorize the board of mayor and aldermen of the town of Dothan to issue and negotiate bonds of said town to an amount not exceeding fifteen thousand dollars for the erection of a school building in said town of Dothan, and providing for the redemption of said bonds.

Also—

S. 304. For the improvement of the public roads of Tuscaloosa county; to authorize the court of county commissioners to appropriate and set apart annually a certain sum out of the taxes paid for general purposes for the improvement of said roads; to appoint a road supervisor for said county, prescribe his duties and powers, and provide generally for the working of the said roads.

Also—

S. 309. To correct erroneous sales of property for taxes. To provide for the protection of real estate bid in by the State at tax sale and to regulate and provide for the sale and redemption of real estate bid in for State at tax sale.

Also—

S. 345. To amend Section 2630 of the Code of 1896.

Also—

S. 357. To repeal an act to authorize the mayor and board of aldermen of the town of Eutaw, Alabama, to issue bonds of said town for an amount not to exceed four thousand five hundred dollars for the purpose of purchasing lots or real estate, improved or unimproved, to be used for school purposes in said town, and for erecting, adding to, or improving school buildings and furnishing the same.

Also—

S. 297. To repeal an act "To allow the sheriffs of Macon and other counties, therein named, the same compensation for executing process of any kind in the justice court as is now allowed by law for the same services in the circuit court," approved February 12th, 1885, so far as the County of Macon is concerned.

Also, (with amendment)—

H. 321. To amend subdivisions two and three (3) of Section 3912 of the Code of Alabama.

Also, favorably—

H. 503. To increase the *ex officio* fees of the sheriff of Washington county from \$250.00 to \$400.00 per annum.

Also—

H. 544. To authorize the commissioners' court to appropriate \$250.00 from the general fund of Elmore county to fine and forfeiture fund, yearly for five years.

Also—

H. 794. To authorize the town of New Decatur to issue bonds in a sum not exceeding fifteen thousand dollars, for the purpose of building a market house.

Also—

H. 545. To regulate the fine and forfeiture fund of Elmore county.

By Mr. Matthews, from Penitentiary, favorably—

S. 369. To repeal an act entitled "An act to change the name of Big Bear creek to Bear river.

By Mr. Wiley, from Corporations, favorably—

S. 271. For the relief of H. L. Wigglesworth, of Montgomery county.

Also—

S. 272. To authorize private business corporations incorporated under the laws of this State to hold stockholders' and directors' meetings, and do corporate acts in other States in the Union.

Also, favorably (with substitute)—

S. 321. To authorize the National Building and

Loan Association of Montgomery, Alabama, to borrow money and secure the payment of same.

Also—

S. 328. To amend Section 1086 of the Civil Code of 1896.

Also—

S. 339. To incorporate the Union Savings Bank and Trust Company.

Also—

H. 827. To incorporate the Highland City Mills.

By Mr. Sowell, of Walker, from Local Legislation, favorably—

S. 364. To amend an act entitled "An act to prevent stock from running at large in precincts Nos. 6, 7, 8, 9, 10, 11, 12 and 15, in Cleburne county; and all of precincts Nos. eight (8) and nine (9) and that part of precinct twelve (12) north of the City of Greenville, the Greenville and Pineapple road and the old Montezuma road in Butler county, Alabama; and in sections five (5), six (6) and seven (7) township eighteen (18), range nine (9), and sections one (1), two (2) and twelve (12), township eighteen (18), range eight (8), making one hundred yards the line west and northwest of the public road known as the Oxford and Shinbone road, running through section six (6), township eighteen (18), range nine (9), and section one (1) and two (2) in township eighteen (18), range (8) in Clay county, Alabama," approved December 14, 1898.

Also—

S. 385. To amend Section 2474 of the Code in so far as the same applies to Barbour county.

Also—

H. 723. To repeal an act entitled "An act to establish, open, improve, work and keep in good condition the public roads in Autauga county.

Also—

H. 724. To authorize the board of revenue or commissioners' court of Autauga county, Alabama, to ex-

pend a part of the revenues and all the surplus revenue of said county for the improvement and betterment of the public roads of said county.

By Mr. Rather, from Commerce and Common Carriers, favorably—

S. 356. To amend the act of the legislature of Alabama, which was approved February the 22nd, 1883, entitled "An act to incorporate the Scottsville Manufacturing Company, and to allow said company to construct railways and trainway to connect with other, and to change the name of said corporation and to enlarge its powers.

Also—

H. 668. To provide the ways and means to establish, open, improve, work and keep in good condition the public roads in Perry county, Alabama.

Also—

H. 674. To amend the charter of the Georgia and Alabama Railway, a consolidated corporation now existing, chartered and consolidated under the laws of the States of Georgia and Alabama, so as to change the location of the principal office of said corporation from the City of Americus, in Sumter county, Georgia, to the City of Savannah, in Chatham county, Georgia.

By Mr. Windham, from Privileges and Elections, favorably—

H. 30. To regulate so-called primary elections of recognized political parties in the State of Alabama.

By Mr. Jenkins, from Education, favorably—

S. 341. To extend the terms of public schools in this State to five months or more.

Also—

H. 572. To provide that the office of superintendent of education of Macon county shall hereafter be filled by election by the qualified voters of said county, and to provide for the election of a superintendent of education for said county.

Also—

H. 694. To constitute the corporate limits of town of

Union Springs in Bullock county, as they now are, or may hereafter exist, a public school district, separate and apart from the remaining school districts of Bullock county, to be known as the Union Springs public school district, and to provide for the management, support and maintenance of the public schools therein.

Mr. Jenkins, from Education, reported favorably the House amendment, which is in the way of a substitute for the bill,

S. 52. Establishing a State board of education for the State of Alabama, with powers and duties of same.

And it was made the special order immediately after the reading of the journal on Saturday next, February 4th inst.

BILLS ON THIRD READING.

The bill,

H. 17. For the relief of W. S. Wilson, ex-sheriff of Franklin county, for the removal of prisoners from Lawrence and Jefferson counties to the County of Franklin,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. Brooks, Brown, Buchanan, Case Deas of Shelby, Grant, Hurst, Jelks, Matthews, McCain, Meador, Moore Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—20.

The bill,

H. 18. For the relief of C. M. Malone, special coroner of Franklin county, for the removal of a prisoner from Colbert county, Alabama, to the jail in Franklin county,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. Brooks, Brown, Buchanan, Case, Deans of Shelby, Grant, Hurst, Jelks, Matthews, McCain,

Meador, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—19.

The bill,

H. 421. To authorize the mayor and aldermen of the City of Tuscumbia, Alabama, to issue bonds of said city for an amount not exceeding \$26,000.00 for the purpose of redeeming the bonds of said city, issued under an act of the legislature of Alabama, approved December 12th, 1888, and for draining, grading, macadamizing and improving the streets of said city,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. Brooks, Brown, Buchanan, Case, Deans of Shelby, Grant, Hurst, Jelks, Matthews, McCain, Meador, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—20.

The bill,

H. 346. For the better working of the roads in Sumter county,

Was taken up.

The amendment reported by the committee was adopted.

And the bill, as amended, was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. Brooks, Brown, Buchanan, Case, Deans of Shelby, Grant, Horton, Hurst, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason, Wiley, Windham—20.

The bill,

S. 326. To provide for the permanent location of the county site of Shelby county, Alabama, by a vote of the qualified electors of said county,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. Brooks, Brown, Buchanan, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Lee, Matthews,

McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—22.

And was ordered to be sent to the House without engrossment.

The bill,

S. 240. To authorize the judge of the city court of Montgomery to limit the time within which bills of exceptions may be presented in criminal cases in said court,

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. Brooks, Brown, Buchanan, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Thomason, Thompson, Wiley—21.

And was ordered to be sent to the House without engrossment.

The bill,

S. 236. To repeal an act to require fire insurance companies doing business in the County of Montgomery to pay annually two hundred dollars each to a fund for the benefit of fire companies of Montgomery. To provide a penalty for a failure or refusal to pay said fund, and to regulate the disposition of said fund, approved February 10th, 1897,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. Brooks, Brown, Buchanan, Case, Grant, Hall, Horton, Hurst, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—19.

And was ordered to be sent to the House without engrossment.

The bill,

S. 209. To provide for the vaccination of pupils who attend the schools and colleges of this State,

Was read a third time and lost. Yeas, 10; nays, 10.

Yeas:

Messrs. President, Buchanan, Grant, Horton, Lee, Meador, Moore, Nunnellee, Pulley, Thompson—10.

Nays:

Messrs. Brooks, Brown, Hall, Hurst, Matthews, McCain, Sowell of Walker, Stevens, Thompson—10.

The bill,

S. 244. To amend Section 1169 of the Code,

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomson, Wiley, Windham—23.

SPECIAL ORDER SET.

The bill,

S. 210. To provide for the compulsory vaccination when required to protect the people of the State against small-pox,

Was made the special order for this afternoon at 3:30 o'clock.

RECESS.

At the hour of 1:05 o'clock, on motion of Mr. Jelks, the Senate took a recess until this afternoon at 3 o'clock.

AFTERNOON SESSION.

The Senate reconvened at 3 o'clock p. m.

A quorum was present.

RESOLUTION.

By leave, Mr. Wiley offered the following resolution, which was referred to the committee on Rules:

Be it Resolved, 1st, That the Senate committee clerks be allowed \$4.00 per day, the amount fixed by law, and what is being paid the clerks of the House committees.

Resolved, 2nd, That the President of the Senate is authorized to give certificates to the auditor and that officer authorized to draw his warrant for that amount on the treasurer from the first of the session.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has non-concurred in the Senate amendment to

H. 199. For the protection of song birds, game fowls and game mammals in the State of Alabama.

And asks a committee of conference thereon. Committee on part of the House, Messrs. Wallace, Brown and McQueen.

MASSEY WILSON,
Clerk.

HOUSE MESSAGE.

H. 199. The Senate insists on its amendment to the House bill H. 199, and accedes to the request of the House for a committee of conference thereon;

And the President announced the committee on the part of the Senate, Messrs. Pulley and Nunnellee.

BILLS ON THIRD READING.

The bill,

H. 515. To amend the charter of the Alabama Brewing Company, a body corporate under the general

statutes of the State of Alabama, and having its principal place of business in the City of Birmingham,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Caffee, Case, Deans of Shelby, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason—20.

The bill,

H. 161. To incorporate the town of Pinckard, in the County of Dale, and State of Alabama,

Was taken up.

The amendment reported by the committee was adopted.

And the bill, as amended, was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Caffee, Case, Deans of Shelby, Grant, Jelks, Jenkins, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—20.

The bill,

H. 612. To prohibit the sale of spirituous, and other intoxicating liquors near Goshen Baptist Church, in Pike county,

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Caffee, Case, Grant, Horton, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomason, Wiley, Windham—23.

The bill,

S. 302. To confirm the incorporation of the Standard Club of Montgomery Alabama, and to enlarge the powers and capacities of said club,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Caffee, Case, Grant, Hurst, Jenkins, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Wiley—20.

And was ordered to the House without engrossment.

SPECIAL ORDER.

The hour of 3:30 o'clock having arrived, the Senate proceeded to consider the special order for this hour, which was

The bill,

S. 210. To provide for the compulsory vaccination when required to protect the people of this State against small-pox.

Mr. Stevens offered the following amendment:

"To amend this bill by adding after the last word in the last section preceding the repealing section or clause, viz: *Provided*, That the provisions of this act shall not apply to any person or persons who keep themselves within their own curtilage or on their own premises during the time of small-pox epidemics."

And on motion of Mr. Thompson, the amendment was tabled.

Mr. Jelks moved to recommit the bill to Committee on Public Health.

Mr. Thompson moved to lay on the table the motion to recommit.

Lost. Yeas, 11; nays, 11.

Yeas:

Messrs. Case, Grant, Horton, Lee, Lyons, Matthews, Moore, Nunnellee, Thomason, Thompson, Wiley—11.

Nays:

Messrs. President, Brooks, Brown, Buchanan, Deans of Shelby, Hurst, Jelks, Pulley, Sowell of Walker, Stevens, Windham—11.

And the motion to re-commit the bill prevailed.
Yeas, 12; nays 11.

Yeas :

Messrs. Brooks, Brown, Buchanan, Deans of Shelby, Hurst, Jelks, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—12.

Nays:

Messrs. President, Case, Grant, Horton, Lee, Lyons, Matthews, Moore, Nunnellee, Thompson, Wiley—11.

MESSAGE FROM THE HOUSE.*Mr. President:*

The House has originated and passed the following bills:

H. 174. To amend Section 3045 (666) (3975) of the Code of Alabama.

H. 412. To make the wrongful failure of the husband to make reasonable provision for the support of his family a cause of divorce in favor of the wife.

H. 409. To increase the revenue of the public schools of the County of Chilton.

H. 425. To relieve Robert and Gipsy Blue, minors seventeen and nineteen years of age respectively, from disabilities of non-age.

H. 504. To provide for the payment of the costs of conviction of one John Harden who was illegally sentenced at the adjourned term, 1898, of the circuit court of Escambia county, and the payment of costs refused by the convict department of the State by reason of such illegal sentence.

H. 511. To amend Section 1 of an act to prevent the running at large of stock in certain portions of Elmore county, approved February 18, 1891.

H. 596. To repeal an act entitled "An act to amend Section 1 of an act to provide for the making and maintaining a school district known as the Ashford school district," approved February 18th, 1897.

H. 589. To remove the disabilities of non-age of Ernest M. Adams, a minor under the age of eighteen years.

H. 660. To relieve Benjamin Sankey Porter, a minor of Washington county, Alabama, of the disabilities of non-age.

H. 692. For the preservation of deer, turkeys and partridges in the County of Choctaw.

H. 697. To regulate the fees of bonded constables in the counties of Conecuh, Butler, Pike, Henry and Russell, Alabama.

H. 1007. To require all purchasers of supplies of every kind for Morgan county, and of all courts thereof, and for the jail or inmates thereof, to be made by or authorized by the court of county commissioners of said county.

H. 1073. To amend Section one of an act entitled "An act to prevent hogs, pigs, sheep and goats from running at large in certain portions of Colbert county, and to provide for establishing certain districts in said county in which said stock may be prevented from running at large."

H. 154. To create a separate school district in Cherokee county, and to define the boundaries thereof.

H. 331. To amend Section 22 of an act entitled "An act to establish the city court of Gadsden," approved February 18th, 1891.

H. 383. For the relief of John D. Steele and his sureties on a certain bond executed to secure the payment of the hire of Nettie Pelt, a county convict hired out by the commissioners' court of Greene county.

H. 467. To provide for a re-registration of claims against the fine and forfeiture fund in Franklin county.

H. 483. To provide for the issue of a writ of *habeas corpus* in Wilcox county in the absence, sickness or inability of the probate judge of said county for other cause to issue said writ: *Provided* proof must first be made either by oath of the applicant or sufficient evidence of the particular facts which justify the address of the petition to the register in chancery.

H. 569. For the relief of W. S. Bridges former superintendent of education for Jackson county.

H. 594. To preserve order at the Mount Vernon Camp Ground, in Fayette county, Alabama.

H. 795. To amend an act entitled "An act to regulate the issuance of license to sell vinous, spirituous, or malt liquors in Morgan county," approved February 3rd, 1883.

H. 987. To incorporate the Riderville, Centreville and Blocton Railroad Company.

H. 1022. To alter and define the boundary line between Shelby and St. Clair counties, in the State of Alabama.

H. 1027. To prevent the running at large of stock in certain portions of Morgan county.

H. 1029. To amend Sections 12 and 15 of an act entitled "An act to provide a new charter for the City of Tuscumbia," approved February 28, 1887.

H. 1032. To amend Section 3 of an act entitled "An act to amend Sections 5, 9 and 10 of an act entitled 'An act to provide a new charter for the City of Tuscumbia,' " approved February 28, 1887.

H. 1079. To amend Sections 6, 8 and 9 of an act entitled an act to authorize Jackson county to build macadamized roads and to build bridges and to issue bonds of the county to aid in the construction and building thereof," approved December 7, 1898.

And the House has amended, and, as amended, has passed the Senate bill,

S. 168. To amend Sections 14, 15, 16, 17, 19 and 25 of an act approved February 18, 1895, entitled "An act to establish a new charter for the City of Anniston, and the acts amendatory thereof."

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

- H. 174, to Printing.
- H. 412, 1027, to Judiciary.
- H. 409, 596, 154, 569, to Education.
- H. 425, 589, 660, to Privileges and Elections.
- H. 504, 697, 1007, 795, to Finance and Taxation.
- H. 511, to Agriculture.
- H. 692, 1073, 594, 1022, to Local Legislation.
- H. 331, 483, 1079, to Revision of Laws.
- H. 383, 467, to Penitentiary.
- H. 987, to Corporations.
- H. 1029, 1032, to Municipal and County Organization.

And the Senate concurred in the House amendment to the Senate bill S. 168 (the title of which is set out in the above House message.) Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Caffee, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Jenkins, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—22.

The Senate resumed consideration of

BILLS ON THIRD READING.

The bill,

S. 349. To prohibit the running at large of stock in precinct No. 9, in Shelby county, Alabama,

Was taken up.

Mr. Deans of Shelby offered an amendment, which was adopted.

The bill, as amended, was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Bachanan, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomason, Thompson, Windham—23.

The bill,

H. 222. To provide for the appointment of one township trustee in each township of the counties of Washington, Choctaw and Monroe, instead of three, as now required by law,

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—23.

The bill,

S. 351. To change and define the line between the counties of Calhoun and Etowah, Alabama,

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lyon, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—23.

The bill,

H. 622. To create a new charter for the town of Heflin, in Cleburne county, Alabama,

Mr. Thomason offered an amendment to Section 35 of the bill, by striking out "sixty" and inserting "one hundred" wherever it occurs.

Adopted.

And the bill, as amended, was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—23.

The bill,

S. 279. To amend section 1566 of the Code of Alabama, of 1896, so far as the same relates to Mobile county,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—22.

The bill,

H. 585. To amend sections 9, 10, 17, 25 and 26 of an act to establish a new charter for the City of Talladega, approved December 9th, 1896,

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Pulley Rather, Sowell of Walker, Stevens, Thomason, Wiley—21.

The bill,

S. 336. To authorize the clerk of the circuit court of Franklin county, to index the books in his office,

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lyons, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—21.

The bill,

S. 252. To repeal sub-division one of section 4122, of Code of Alabama (1896), so far as the same applies to the county of Madison, in the State of Alabama,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Grant, Hurst, Jenkins, Lyons, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—19.

The bill,

H. 334. To authorize and empower the court of county commissoiners of Jefferson county to improve the channel of the stream of water course in said county, known as Valley Creek, and to appropriate money for the general fund in the county treasury therefor and to perform other acts pertaining thereto,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Grant, Hurst, Jelks, Jenkins, Lyons, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley—20.

The bill,

S. 259. To appoint a jury commission for the county of Cleburne, and to prescribe their duties,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Grant, Jelks, Jenkins, Lyons, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley—18.

The bill,

S. 350. To prohibit the sale, giving away or otherwise disposing of vinous, spirituous, malt liquors, intoxicating bitters or blackbeery wine in beat No. 3, commonly known as Red Bank beat, in Lawrence county, Alabama.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Drown, Buchanan, Case,

Grant, Hurst, Jelks, Jenkins, Lyons, Matthews, McCain, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—20.

The bill,

H. 643. To amend, ratify and confirm the charter of the town of Vernon, in Lamar county,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Grant Hurst, Jenkins, Lyons, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—20.

The bill,

S. 352. To amend section 565 of the Code,

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Grant, Horton, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Pulley, Stevens, Thomason, Wiley, Windham—17.

And was ordered to be sent to the House without engrossment.

The bill,

S. 353. To prohibit the sale, giving away, bartering, delivering or exchanging vinous, spirituous or malt liquors or intoxicating bitters or drinks, within the limits of Autauga county and in certain portions of Chambers, Coosa and Elmore counties,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Grant, Hurst, Jenkins, Lyons, Matthews, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—19.

The bill,

H. 489. To incorporate the North Montgomery Methodist Protestant church,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Grant, Hurst, Jenkins, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—19.

The bill,

S. 354. To provide compensation for the members of the commissioner's court of Pickens county,

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Grant, Hurst, Jenkins, Lyons, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—21.

ADJOURNMENT.

At the hour of 5:30 o'clock p. m., on motion of Mr. Matthews, the Senate adjourned until tomorrow morning at 10:30 o'clock.

THIRTY-FIFTH DAY:

Thursday, February 2, 1899.

The Senate met pursuant to adjournment.

Prayer by Rev. Mr. Anderson of the city.

Present:

Messrs. President, Brooks, Brown, Buchanan,

Caffee, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—28.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Rather—

S. 408. To require the commissioners' court of Colbert county to construct a line fence on the line between Colbert and Lawrence counties.

Judiciary.

By Mr. McCain—

S. 409. To amend section 8 of an act entitled "An act to constitute the City of Anniston, a separate school district, and to provide a board of education therefor," approved January 28th, 1891.

Education.

By Mr. Caffee—

S. 410. To repeal section 930, Code of 1896.

Revision of Laws.

By Mr. Caffee—

S. 411. To declare Henry D. Lewis, a liner between the counties of Lowndes and Dallas, a citizen of Lowndes county.

Revision of Laws.

By Mr. Moore—

S. 412. To better provide for the working the public roads of Bibb county, Alabama.

Corporations.

By Mr. Buchanan—

S. 413. To allow disabled confederate soldiers to peddle country produce in incorporated cities and towns.

Finance and Taxation.

By Mr. Matthews—

S. 414. To repeal an act entitled "An act to regulate the fees of the judge of the county court of Franklin county, Alabama."

Penitentiary.

By Mr. Rather—

S. 415. To confer additional powers upon the boards of control of the agricultural schools and experimental stations of the State of Alabama.

Education.

By Mr. Sowell, of Walker—

S. 416. To amend section 908 of the Code of 1896, and to fix the time of holding the circuit court in the tenth circuit of Alabama, composed of the counties of Winston, Walker and Jefferson.

Judiciary.

By Mr. Lyons—

S. 417. To incorporate the Mobile Railway and Dock company.

Corporations.

By Mr. Case—

S. 418. To amend an act, approved December the 9th, 1896, page 250 of the acts of Alabama, for the year 1896-7, "To better provide for the working of the public roads of DeKalb county."

Local Legislation.

By Mr. Wiley—

S. 419. To authorize the city council of Montgomery to issue bonds for the purpose of borrowing money to build and equip school houses.

Corporations.

By Mr. McCain, by request—

S. 420. To regulate the fees of the county solicitor of Butler county.

Revision of Laws.

By Mr. Brown, by request—

S. 421. To amend an act, approved February 18th, 1897, to provide for the payment of the clerks of the circuit courts in certain counties of the State of Ala-

bama, for keeping the minutes of the circuit courts in said state, so as to include Blount county.
Local Legislation.

RECONSIDERATION OF VOTE.

On motion of Mr. Matthews, the vote by which the Senate, on yesterday, passed the bill,

H. 17, For the relief of W. S. Wilson, ex-sheriff of Franklin county, for the removal of prisoners from Lawrence and Jefferson counties, to the County of Franklin,

Was reconsidered.

And the vote by which the bill was ordered to a third reading was, also reconsidered.

Mr. Matthews offered an amendment to the bill, which was adopted.

And the bill, as amended, was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. Brooks, Buchanan, Case, Deans of Shelby, Deans of Covington, Grant, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Thomason, Wiley—20.

On motion of Mr. Hurst, the vote by which the bill, S. 209. To provide for the vaccination of pupils who attend the schools and colleges of this State,

Was lost, on yesterday, was reconsidered.

Also, the motion by which the bill was ordered to the third reading, was reconsidered.

And, on motion of Mr. Hurst, the bill was re-committed to the Committee on Public Health.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the amendments to the following House bills:

H. 169. To authorize the court of county commis-

sioners of Escambia county to issue bonds of said county for an amount not exceeding twenty-five thousand dollars for the purpose of building a bridge across the Conecuh river.

H. 457. To better provide for the payment of State witnesses in the County of Washington.

And the House has passed the following Senate bills:

S. 29. To amend Section 3441 of the Code of Alabama of 1896.

S. 22. To repeal so much of an act entitled "An act to fix the compensation for recording, registration and copying in the probate offices in the counties of Lowndes, St. Clair, Etowah, Blount and Cullman," approved December 12, 1892, as relates to the County of Lowndes.

S. 275. To authorize and empower the City of Mobile to grant to the Mobile Railway Terminal Company the right to lay railway tracks upon, along, over or under the streets or alleys of said city, and to construct passenger or freight depots or stations across, along, over or under any street or alley of the said city.

S. 20. To provide for the publication of the Code of ethics adopted by the Alabama State Bar Association.

And the House has concurred in the report of the conference committee on House bill,

H. 199. For the protection of song birds, game fowls and game mammals in the State of Alabama.

And the House has amended, as therein shown, and as amended, has passed Senate bill

S. 30. To amend Section 5378 of the Code of Alabama of 1896.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The Senate concurred in the House amendment to the Senate bill,

S. 30. To amend Section 5378 of the Code of Alabama of 1896.

Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Grant, Jelks, Jenkins, Lyons, McCain, Meador, Moody, Nunnelle, Pulley, Rather, Sowell of Walker, Thomason, Wiley.—17.

REPORT OF COMMITTEE OF CONFERENCE.

Mr. Pulley, from a committee of conference, submitted the following report:

Mr. President:

Your committee on conference begs leave to report that we have stricken from the provisions of House bill 199, by striking from its provisions the counties of Shelby, Tallapoosa, Franklin, Colbert, Conecuh and Elmore.

J. H. W. ALLEN, JR.,

JOHN MCQUEEN,

W. R. BROWN,

On the Part of the House.

ED. L. PULLEY,

J. H. NUNNELLEE,

On the Part of the Senate.

The report of the committee was concurred in. Yeas, 18; nays 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Deans of Shelby, Grant, Jelks, Jenkins, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Thomason, Thompson, Wiley.—18.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason, from the Committee on Enrolled Bills reported the following bills as correctly enrolled:

S. 20. To provide for the publication of the Code of Ethics adopted by the Alabama State Bar Association.

S. 168. To amend Sections 14, 15, 16, 17, 19 and 25 of an act approved February 18th, 1895, entitled "An act to establish a new charter for the City of Anniston," and the acts amendatory thereof.

S. 22. To repeal so much of an act entitled "An act to fix the compensation for recording, registration and copying in the probate offices in the counties of Lowndes, St. Clair, Etowah, Blount and Cullman," approved December 12, 1892, as relates to the County of Lowndes.

S. 275. To authorize and empower the City of Mobile to grant to the Mobile Railway Terminal Company the right to lay railway tracks upon, along, over or under the streets or alleys of said city, and to construct passenger or freight depots or stations across, along, over or under any street or alley of said city.

S. J. R. Relating to Major General Joseph Wheeler.

S. 29. To amend Section 3441 of the Code of Alabama of 1896.

SIGNING OF SENATE BILLS.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above Senate bills and Senate joint resolution, the titles of which are set out in the foregoing report of the Committee on Enrolled bills.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested:

H. 18. For the relief of C. M. Malone, special corner of Franklin county, for the removal of a prisoner from Colbert county, Alabama, to the jail in Franklin county.

H. 222. To provide for the appointment of one township trustee in each township of the counties of Washington, Choctaw and Monroe, instead of three as now required by law.

H. 334. To authorize and empower the court of county commissioners of Jefferson county to improve the channel of the stream of water course in said county known as Valley Creek and to appropriate money for the general fund in the county treasury therefor and to perform other acts pertaining thereto.

H. 421. To authorize the mayor and aldermen of the City of Tuscumbia, Alabama, to issue bonds of said city for an amount not exceeding \$26,000.00 for the purpose of redeeming the bonds of said city, issued under an act of the legislature of Alabama, approved December 12th, 1888, and for draining, grading, macadamizing and repairing the streets of said city.

H. 489. To incorporate the North Montgomery Methodist Protestant Church.

H. 515. To amend the charter of the Alabama Brewing Company, a body corporate under the general statutes of the State of Alabama, and having its principal place of business in the City of Birmingham.

H. 585. To amend Sections 9, 10, 17, 25 and 26 of an act to establish a new charter for the City of Talladega, approved December 9, 1896.

H. 612. To prohibit the sale of spirituous, and other intoxicating liquors near Goshen Baptist Church, in Pike county.

H. 643. To amend, ratify and confirm the charter of the town of Vernon, in Lamar county.

MASSEY WILSON,
Clerk.

HOUSE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above House

bills, the titles of which are set out in the foregoing House message.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Brown, from Revision of Laws, favorably—

S. 334. To amend an act entitled "An act to amend Section five of an act to provide for the holding of a term of the circuit court of the fifth judicial circuit at Alexander City, in Talapoosa county, and to regulate the same," approved February 13, 1897.

Also—

S. 394. To amend Section 899 of the Code.

Also—

S. 407. To detach Cullman county from the eighth and attach it to the tenth judicial circuit, and to fix the time of holding court in said county.

H. 483. To provide for the issue of a writ of *habeas corpus* in Wilcox county in the absence, sickness or inability of the probate judge of said county, or other cause to issue said writ: *Provided*, Proof must first be made, either by the oath of the applicant or other sufficient evidence of the particular facts which justify the address of the petition to the register in chancery.

Also—

H. 520. To amend Section 1 of an act to provide for the registration and lien of judgment for the payment of money in the courts of justices of the peace in Lamar, Calhoun, Monroe, Barbour, Walker, Etowah, Macon, Fayette, Sumter, Tallapoosa, Chilton and Madison counties, in so far as the same affects the counties of Chilton and Macon.

By Mr. Meador, from Finance and Taxation, favorably—

H. 117. To regulate the payment of claims against the fine and forfeiture fund of Monroe county, Alabama.

By Mr. Wiley, from Corporations, favorably—

S. 358. To amend an act entitled "An act to amend the charter of the City of Uniontown, County of Perry, State of Alabama," approved February 16, 1885, and the acts amendatory thereof.

Also—

S. 367. To regulate the storage of pig iron.

Also—

S. 378. To incorporate the Alabama Wage Earners' Mutual Aid Association.

Also—

S. 379. To incorporate the Alabama Trust and Guarantee Company.

Also—

S. 382. To abolish the charter of the town of Rose-dale Park, in Jefferson county, Alabama.

Also—

S. 383. To incorporate the Jackson Club.

Also—

S. 390. To create a separate school district in Montgomery county, to be known as the Mount Meigs School District.

Also—

H. 652. To authorize the town of Marion to issue bonds for the purpose of extending, improving, maintaining and operating the system of water works located in said town to an extent not exceeding four thousand dollars.

Also—

H. 730. To amend Section 3 of an act entitled "An act to establish a new charter for the town of Clayton, in Barbour county, Alabama," approved February 18, 1896.

Also—

S. 397. To authorize the mayor and aldermen of Birmingham to establish the width of 19th street, from Huntsville avenue north to the section line, and to give, grant or dispose of forty feet on the east side of the said 19th street, to the present owners of the property attinent thereto.

Also—

H. 987. To incorporate the Riderville, Centreville & Blocton Railroad Company.

By Mr. Wiley, from Judiciary, favorably—

S. 144. To create a jury commission for St. Clair county, to prescribe the duties of said commission and to provide for securing competent and well qualified jurors in said county.

Also—

S. 363. To legalize the registration of deeds of conveyances which have been filed and recorded in the office of the judge of probate of the proper county in this State before the passage of this act, but not within the time required by law.

Also—

S. 373. To fix the place of holding the chancery court in Calhoun county.

Also—

S. 374. For the relief of Lehman Durr Company.

Also—

H. 140. To amend Section 4306 of the Code, so as to exclude the County of Marengo.

Also—

H. 693. To protect the fish in the Tennessee river in Alabama and its Alabama tributaries.

Also—

H. 769. To authorize the Secretary of State to dispose of certain books in his possession.

Also—

H. 770. To dispose of a certain number of copies of the Code of Alabama of 1896, at two and a half dollars a copy.

Also—

H. 731. To authorize and empower the probate court of Bullock county to appoint a guardian of the person and property of John P. West a citizen of Bullock county, but now an inmate of the Alabama Bryce Insane Hospital.

Also—

H. 733. To relieve Nora Bennett, of Butler county, of the disabilities of non-age.

Also—

H. 828. To relieve Sterling R. Coleman, Jot Elston Remson, J. Hugh Conley and Bessie Conley, of Talladega county, Alabama, minors, of the disabilities of non-age.

H. 872. To provide for the registration and lien of judgment for the payment of money in the courts of justice of the peace and notary public with power of justice of the peace, in Cherokee, Shelby, Blount, Cleburne and Clay counties, Alabama.

By Mr. Pulley, from Local Legislation, favorably—

S. 406. To amend Section three of an act entitled "An act to amend Sections five, seven, thirteen, seventeen, thirty-one thirty-seven, thirty-eight and forty of an act to establish a new city charter for Eufaula," approved February 28, 1883.

Also—

H. 594. To preserve order at the Mount Vernon Camp Ground in Fayette county, Alabama.

Also—

H. 692. For the preservation of deer, turkeys and partridges in the county of Choctaw.

Also—

H. 1022. To alter and define the boundary line between Shelby and St. Clair counties, in the State of Alabama.

Also—

H. 1073. To amend Section 1 of an act entitled "An act to prevent hogs, pigs, sheep and goats from running at large in certain portions of Colbert county, and to provide for establishing certain districts in said county in which said stock may be prevented from running at large.

By Mr. Wiley, from Commerce and Common Carriers, favorably—

H. 763. To better provide for the establishment and working of the public roads in Limestone county.

Also—

S. 368. To confirm the incorporation and organization of the Dayton and Faunsdale Railroad Company, and to increase and enlarge its powers.

Also—

S. 371. To fix the rate of tolls to be charged by the Southern Railway Company on the road bridge crossing the Tennessee river between Colbert and Lauderdale counties, and known as the Florence bridge, and to repeal the act of the Legislature, approved February 9th, 1895, entitled "An act to fix the maximum of tolls to be charged by the owners, lessees or operators of the road bridge crossing the Tennessee river between the counties of Colbert and Lauderdale, and known as the Florence bridge and to fix the penalty for demanding or receiving a higher rate of toll.

By Mr. Grant, from Temperance, favorably—

S. 391. To prohibit the sale, giving away or disposing of spirituous, vinous, or malt liquors, or any intoxicating bitters or beverages within five miles of Center Springs Methodist Episcopal Church, South, in Pickens county, Alabama.

By Mr. Jenkins, from Education, favorably—

S. 395. To repeal an act to establish the Lineville School District, in Clay county, approved February 4th, 1897.

By Mr. Rather, from Commerce and Common Carriers, favorably with a substitute—

H. 469. To improve the system of working the public roads and repairing the bridges of Jefferson county.

By Mr. Brown, from Revision of Laws, favorably, with amendment—

H. 1079. To amend Sections six, eight and nine of an act entitled "An act to authorize Jackson county to build macadamized roads and to build bridges, and to issue bonds of the county to aid in the construction and building thereof," approved December 7th, 1898.

By Mr. Nunnellee, from Printing, favorably—

H. 174. To amend Section 3045 (666) (3975) of the Code of Alabama.

By Mr. Thompson, from Public Health, favorably—

S. 210. To provide for compulsory vaccination when required to protect the people of the State against small-pox.

By Mr. Jenkins, from Education, favorably, with amendment—

H. 596. To repeal an act entitled "An act to amend Section 1 of an act entitled "An act to provide for the making and maintaining a school district known as the Ashford School District in Henry county, Alabama," approved February 18th, 1897.

Also—

S. 393. To vacate and abolish certain parts of Highland, Vine and North Boundary streets in the town of Montevallo, and to invest the title to such vacated parts of said streets in the board of trustees of Alabama Industrial School for White Girls.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 240. To provide for the construction of additional buildings for the Industrial School for White Girls at Montevallo.

H. 470. To prevent unauthorized persons from giving signals to railroad trains or engines.

H. 734. To authorize the mayor and council of the town of Georgiana, Alabama, to issue bonds and negotiate a loan for the purpose of liquidating the indebtedness of the said town.

H. 577. To establish a new charter for the town of Thomasville, in Clarke county, Alabama.

H. 1131. To incorporate the Tallapoosa Power Company.

H. 175. To amend Section 4057 (576) of the Code of Alabama.

H. 443. To provide a revenue for the support of the public schools in Alabama.

H. 967. For the relief of I. B. Slaughter, late sheriff of Monroe county.

H. 436. To establish a separate school district in Madison county, Alabama, to be known as the New Market School District, and to fix the boundaries thereof.

H. 278. To establish a county school book board to select a uniform series of text-books for use in the public schools in Tallapoosa county, and to provide a penalty for the violation of the provisions of this act by any member of the school book board.

H. 843. To establish a separate school district to be known as the Spring Valley School District, in Colbert county.

H. 799. To amend Section 1539 (2705) (2954) (2605) (2204) of the Code of Alabama.

H. 791. To amend Section two of an act entitled "An act to incorporate Peaceburg Campground in Calhoun county, and Texas Campground in Macon county, and to authorize and empower the trustees, cabin owners and tent holders to pass and enforce rules and regulations to maintain and preserve good order within one mile respectively of said campgrounds, and to control its management.

H. 762. To prohibit the manufacture, sale, or giving away of spirituous, vinous or malt liquors within three miles of Pleasant Point public school house, situated in Union district, Limestone county.

H. 200. To amend Section 899 of the Code.

H. 714. To repeal an act to incorporate the Phoenix City Railway Company, define its rights, privileges, powers and franchises, approved December 19th, 1894.

H. 777. To validate the grants, rights, privileges and franchises granted to railroads by the City of Mobile and its predecessors.

H. 901. To amend an act entitled "An act for the preservation of game, animals and birds in the counties of St. Clair, Lauderdale, Colbert, Marengo, Jefferson, Pike and Covington," approved February 27th, 1889, so far as the same applies to Marengo county.

H. 1050. To repeal an act entitled "An act to change the name of Big Bear creek to Bear river.

H. 595. To fix the fees of the circuit clerk of Hale county.

H. 188. To provide for the paying out of money now in the treasury of the County of Lawrence, State of Alabama, now being set aside and held for the payment of registered claims against the fine and forfeiture fund of said county.

H. 814. To amend an act approved 22nd day of February, 1887, making township 17, R. 6 E. Perry county, Alabama, a separate school district.

H. 516. To provide for the opening and cleaning out of drains, creeks, branches, ditches or water courses in Perry county.

H. 988. To correct erroneous sales of property for taxes, to provide for the protection of real estate bid in by the State at tax sale, and to regulate and provide for the sale and redemption of real estate bid in for the State at tax sale.

And the last named bill is ordered to be sent to the Senate without engrossment.

The House has adopted the joint resolution herewith sent, requesting the President of the Senate and the Speaker of the House to erase their signatures from the bill H. 118.

MASSEY WILSON,

Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

- H. 240, to Immigration.
- H. 470, 714, to Commerce and Common Carriers.
- H. 734, 901, 988, to Finance and Taxation.
- H. 577, 777, to Municipal and County Organizations.
- H. 1131, 516, 790, to Corporations.
- H. 175, to Printing.
- H. 443, 436, 274, 843, 814, to Education.
- H. 967, to Privileges and Elections.
- H. 799, 200, to Revision of Laws.
- H. 762, to Temperance.
- H. 1050, to Penitentiary.
- H. 595, to Agriculture.
- H. 188, to Judiciary.

And the Senate concurred in the House joint resolution, requesting the presiding officers to erase their signatures from the House bill 118.

BILLS ON THIRD READING.

The bill,

H. 476. To allow justices of the peace of beats 1, 2, 3, 4, 5 and 6 of the County of Montgomery to hold their courts and offices in either of said beats, and to have and exercise jurisdiction in either,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Horton, Hurst, Lee, Lyons, Matthews, Meador, Moore, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—20.

The bill,

S. 309. To correct erroneous sales of property for taxes. To provide for the protection of real estate bid in by the State at tax sale, and to regulate and provide for the sale and redemption of real estate, bid in for the State at tax sale,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Deans of Shelby, Grant, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—22.

The bill,

S. 268. To authorize the board of mayor and aldermen of the town of Dothan to issue and negotiate bonds of said town to an amount not exceeding fifteen thousand dollars, for the erection of a school building in said town of Dothan and providing for the redemption of said bonds,

Was read a third time and passed Yeas, 19; nays, 0.

Yeas:

Messrs. Brooks, Brown, Buchanan, Grant, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason, Windham—19.

The bill,

H. 827. To incorporate the Highland City mills,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. Brooks, Buchanan, Case, Grant, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason, Thompson, Windham—20.

The bill,

H. 797. To regulate the fees of constables in Morgan county in criminal cases,

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. Brooks, Brown, Buchanan, Deans of Shelby, Grant, Horton, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Thomason, Windham—21.

S. 324. To provide for the making, working and maintaining the public roads of Blount county, Alabama.

Was taken up.

Mr. Brown offered an amendment, which was adopted, and the bill, as amended,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. Brooks, Brown, Buchanan, Caffee, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Stevens, Thomason, Thompson, Wiley, Windham—20.

The bill,

S. 360. To prohibit the running at large of certain animals, within one-half mile of the court house at Double Springs, Winston county,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. Brooks, Brown, Buchanan, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Stevens, Thomason, Windham—21.

The bill,

S. 385. To amend section 2474 of the Code in so far as the same applies to Barbour county,

Was read a third time and passed. Yeas, 23; nays, 0.

Messrs. Brooks, Brown, Buchanan, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—23.

The bill,

H. 441. To relieve E. D. Johnson of the disabilities of non-age,

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas: Messrs. Brooks, Brown, Buchanan, Case, Deans of

Shelby, Grant, Horton, Hurst, Jelks, Lee, Lyons, Matthews, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—23.

The bill,

S. 271. For the relief of H. L. Wigglesworth of Montgomery county,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. Brooks, Brown, Buchanan, Case, Grant, Horton, Hurst, Jenkins, Lee, Lyons, Matthews, Meador, Moody, Moore, Pull-y, Rather, Sowell of Walker, Thomason, Thompson, Wiley, Windham—21.

The bill,

H. 419. To prevent unauthorized persons from removing or otherwise interfering with signals connected with railroads or trains,

Was read a third time and passed. Yeas, 20; nays 0.

Yeas:

Messrs. Brooks, Brown, Caffee, Deans of Shelby, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, McCain, Moore, Nunnellee, Rather, Stevens, Thomason, Thompson, Wiley, Windham—20.

The bill,

H. 674. To amend the charter of the Georgia and Alabama railway, a consolidated corporation now existing, chartered and consolidated under the laws of the States of Georgia and Alabama, so as to change the location of the principal office of said corporation from the City of Americus in Sumter county, Georgia, to the City of Savannah in Chatham county, Georgia,

Was read a third time and passed. Yeas, 23; anys, 0.

Yeas:

Messrs. Brooks, Brown, Buchanan, Case, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews,

McCain, Moody, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—23.

The bill,

S. 197. To amend section 2175 of the Code of 1896,
Was read a third time and passed. Yeas, 21;
nays, 0.

Yeas:

Messrs. Deans of Shelby, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—21.

The bill,

S. 345. To amend section 2630 of the Code of 1896,
Was read a third time and passed. Yeas, 20;
nays, 0.

Yeas:

Messrs. Brooks, Brown, Buchanan, Case, Grant, Hurst, Jelks, Jenkins, Lyons, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—20.

The bill,

H. 422. To authorize justices of the peace to hold inquest in their respective beats in Shelby, St. Clair and Calhoun counties, Alabama.

Was taken up,

The amendment offered by the committee was adopted and bill as amended,

Was read a third time and passed. Yeas, 20;
nays, 0.

Yeas:

Messrs. Brooks, Buchanan, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lyons, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—20.

The bill,

S. 364. To amend an act entitled "An act to prevent stock from running at large in precincts Nos. 6, 7, 8,

9, 10, 11, 12 and 15, in Cleburne county; and all of precincts Nos. eight (8) and nine (9) and that part of precinct twelve (12) north of the City of Greenville, the Greenville and Pine Apple road and the old Montezuma road in Butler county, Alabama; and in sections five (5), six (6) and seven (7), township eighteen (18), range nine (9) and sections one (1), two (2) and twelve (12), township eighteen (18), range eight (8), making one hundred yards the line west and northwest of the public road known as the Oxford and Shinbone road, running through section six (6), township eighteen (18), range nine (9), and section one (1) and two (2), in township eighteen (18), range (8) in Clay county, Alabama," approved December 14th, 1898,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. Brooks, Brown, Buchanan, Deans of Shelby, Grant, Horton, Hurst, Jelks, Jenkins, Lyons, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Windham—20.

The bill,

H. 684. To better preserve game, animals and birds in Sumter county,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Deans of Shelby, Grant, Horton, Hurst, Jenkins Lyons, Matthews, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Windham—20.

The bill,

S. 357. To repeal an act to authorize the mayor and board of aldermen of the town of Eutaw, Alabama, to issue bonds of said town for an amount not to exceed four thousand five hundred dollars for the purpose of purchasing lots or real estate, improved or unimproved, to be used for school purposes in said town,

and for erecting, adding to, or improving school buildings and furnishing the same,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas :

Messrs. President, Brooks, Buchanan, Caffee, Deans of Shelby, Grant, Horton, Hurst, Jenkins, McCain, Meador, Moody, Moore, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—19.

The bill,

H. 364. To authorize the holding of adjourned terms of chancery court,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas :

Messrs. President, Brooks, Buchanan, Case, Grant, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Thomason, Thompson, Wiley—20.

The bill,

S. 276. To enable producers, gatherers and croppers of crude turpentine and manufactured turpentine and rosin to convey the same by mortgage, when produced, gathered or manufactured within eighteen months from date of the mortgage,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas :

Messrs. President, Brooks, Buchanan, Case, Grant, Hurst, Jelks, Jenkins, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—20.

The bill,

H. 669. To declare Charles A. E. Heyne, a liner of the county of Clay, a citizen of the county of Talladega,

Was read a third time and passed. Yeas, 20, nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Grant, Hurst, Jenkins, Lyons, Matthews, McCain, Meador, Moore, Nunnellee Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—20.

The bill

H. 647. To authorize and empower the mayor and council of the town of Union Springs, to impose a license upon certain buisiness and vocations specified in this act, carried on, or conducted within the corporate limits of said town,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Horton, Hurst, Jenkins, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Thomason, Thompson, Wiley, Windham—22.

The bill.

S. 317. To incorporate Kowaliga Academic and Industrial school, for the colored race,

Was read a third time and passed. Yeas. 24; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hurst, Jenkins, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—24.

The bill,

H. 81. To incorporate the town of Enterprise in Coffee county.

Was taken up,

Mr. Buchanan offered an amendment, which was adopted.

The amendment reported by the committee were severally adopted,

And the bill, as amended, was read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pully, Rather, Sowel of Walker, Stevens, Thomason, Thompson, Wiley, Windham.—24.

The bill,

H. 575. To refund taxes paid to the State by persons holding a bona fide claim to property held and claimed by another, who has also paid taxes thereon,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brooks, Buchanan, Case, Deans of Shelby, Grant, Horton, Hurst, Jenkins, Lyons, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—22.

The bill,

H. 30. To regulate so-called primary elections of recognized political parties, in the State of Alabama.

Was taken up,

And, on motion of Mr. Jenkins, the bill was made the special order for to-morrow morning, immediately after the report of committees.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House has erased his signature from H. B. 118, recalled from the Governor, and requests that the President of the Senate erase his signature from said bill.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

In accordance with the joint resolution, heretofore

concurred in, the President of the Senate erased his signature from the bill H. 118.

RECONSIDERATION OF VOTE.

On motion of Mr. Wiley, the vote by which the Senate passed the bill,

H. 118. To amend an act entitled "An act to provide for the compensation of sheriffs of Mobile and Jefferson counties for exofficio services, so as to include the sheriff of the county of Montgomery,

Was reconsidered.

Also, the vote by which the bill was ordered to the third reading, was considered.

Mr. Wiley offered a substitute for the bill, which was adopted.

And the bill, as amended, was read the third time and passed.

Yeas, 22 ; nays, 0.

Yeas :

Messrs. President, Brooks, Buchanan, Case, Grant, Horton, Hurst, Jenkins, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Thomason, Thompson, Wiley, Windham—22.

RESOLUTION.

Mr. Brown offered the following resolutions, which were severally adopted.

Resolved, That the afternoon session today be devoted to the consideration of local bills only, and that the roll shall be called alphabetically, beginning where the call ended on yesterday, and when the call shall be completed, the call shall begin with the first name on the roll, and so on until adjournment for the day.

Resolved, That on each call of the roll for the passage of local bills, any Senator may call up one local bill affecting the 7th senatorial district.

RECESS.

At the hour of 1:07 o'clock p. m., on motion of Mr. Thomason, the Senate took a recess until this afternoon at 3:30 o'clock.

AFTERNOON SESSION.

The Senate reconvened at 3:30 o'clock this afternoon, and was called to order by the President.

A quorum was present.

LEAVES OF ABSENCE.

Leave of absence was granted to Mr. Lyon for Friday and Saturday, and to Mr. Sowell, of Limestone, indefinitely on account of sickness, and indefinitely to Mr. Hall.

REPORT OF COMMITTEE ON RULES.

Mr. Matthews from the committee on rules, reported favorably,

The House joint resolution authorizing the door-keeper of the House to have repaired the chairs in the House.

The report was concurred in, and the resolution was concurred in.

Also, reported favorably the House joint resolution providing for the printing of the report of the trustees of the university of Alabama.

The report was concurred in, and the resolution concurred in.

Also, reported favorably, the House joint resolution memorializing Congress relative to national cattle quarantine line.

The report was concurred in and the resolution concurred in.

BILLS ON THIRD READING.

The bill,

S. 255. To authorize the board of mayor and aldermen of the town of Pratt City, in Jefferson county, Alabama, to issue and negotiate bonds of said town to an amount not exceeding twenty-five thousand (\$25,000.00) dollars for the establishing and maintaining of a system of water works for the fire department and sanitary and domestic uses, and providing for the redemption of said bonds,

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas :

Messrs. President, Brooks, Brown, Buchanan, Caffee, Case, Grant, Horton, Hurst, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—23.

The bill,

H. 9. To create the City of Fruithurst, in Cleburne county, including all the territory within two (2) miles of the school house situated within the corporate limits of said city, a separate school district.

Was taken up.

Mr. McCain offered an amendment, which was adopted, and the bill, as amended was read a third time and passed.

Yeas, 20; nays, 0.

Yeas :

Messrs. President, Brown, Case, Grant, Horton, Hurst, Lee, Lyons, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—20.

The bill,

S. 343. To require the commissioners of the county of Blount to procure printed blank forms of certain conveyances and printed blank record books in conformity therewith, for the use of and distribution by

the probate judge of said county and to regulate the fees for recording such conveyances.

Was taken up.

Mr Brown offered a substitute for the bill which was adopted, and the bill as amended,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Grant, Horton, Hurst, Jelks, Lyons, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—21.

The bill,

H. 723. To repeal an act entitled "An act to establish, open, improve, work and keep in good condition the public roads in Autauga county,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Grant, Horton, Hurst, Jelks, Lyons, Matthews, McCain, Meador, Nunnellee; Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—21.

The bill,

H. 724. To authorize the board of revenue or commissioner's court of Autauga county, Alabama, to expend a part of the revenues and all surplus revenues of said county for the improvement and betterment of the public roads of said county

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Grant, Horton, Hurst, Jelks, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—22.

The bill,

H. 79. To amend Section one of an act to establish

the Blanch school district, in Cherokee county, approved February 9th, 1897,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Grant, Horton, Hurst, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—20.

The bill,

H. 155. To amend section 5425 of the Code of Alabama.

The amendment offered by the committee was adopted, and the bill, as amended,

Was read a third time and passed. Yeas. 18; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Grant, Horton, Hurst, Lee, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—18.

The bill,

H. 430. To further regulate and fix the fees of justices of the peace and notaries public, ex officio justices of the peace in criminal cases or proceedings in Greene county.

Mr. Horton offered an amendment, which was adopted and the bill, as amended, was read a third time, and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs. President Brooks, Brown, Buchanan, Case, Grant, Horton, Hurst, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—21.

The bill,

S. 346. To prohibit the sale, barter, giving away or otherwise disposing of spirituous, vinous or malt

liquors or any intoxicating beverages, cordial, blackberry wine, or bitters of any kind, within three miles of Town Creek Normal institute, in Lawrence county,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas :

Messrs. President, Brooks, Brown, Buchanon, Case, Grant, Horton, Hurst, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—22.

The bill,

S. 278. To incorporate the Mobile Tammany Society,

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas :

Messrs. President, Brooks, Brown, Buchanan, Case, Grant, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pully, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—23.

The bill,

H. 124. To regulate the fees of justices of the peace and notaries public, ex officio justices of the peace in Talladega county, and to provide for the payment of the same in certain cases,

Was read a third time and passed. Yeas. 24; nays, 0.

Yeas :

Messrs. President, Brooks, Brown, Buchanan, Case, Grant, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham.—24.

The bill,

H. 694. To constitute the corporate limits of town of Union Springs, in Bullock county, as they now are, or may hereafter exist, a public school district, separate and apart from the remaining school districts of Bullock county, to be known as the Union Springs

public schools district, and to provide for the management, support, and maintenance of the public schools therein,

Was read a third time and passed. Yeas. 24; nays, 0.

Yeas :

Messrs. President, Brooks, Brown, Buchanan, Case Grant, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moody, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason Thompson, Wiley, Windham—24.

The bill,

H. 794. To authorize the town of New Decatur to issue bonds in a sum not exceeding fifteen thousand dollars, for the purpose of building a market house,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas :

Messrs. President, Brooks, Brown, Buchanan, Case, Grant, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moody, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—22.

The bill,

H. 62. To amend section three and eight of an act approved on December the third, 1896, entitled "An act to create a separate school district in the town of Oakman, Alabama, to define the boundaries thereof and to provide for the maintainance of schools thereof.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas :

Messrs. President, Brooks, Brown, Buchanan, Case, Grant, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moody, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—23.

The bill,

H. 611. To prohibit the sale, giving away, bartering, delivering or exchanging of vinous, spirituous or malt

liquors, or intoxicating bitters, beverages or drinks in certain portions of Chambers county,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Grant, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moody, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—22.

The bill,

S. 298. To incorporate the African Methodist Episcopal Zion church camp ground in Macon county, and to authorize and empower the trustees to pass and enforce rules and regulations, to maintain and preserve good order within one mile of said campground, and to control its management.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Grant, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—22.

The bill,

S. 339. To incorporate the Union Savings bank and Trust company,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas :

Messrs. President, Brooks, Brown, Buchanan, Case, Grant, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—22.

The bill,

H. 241. To authorize the mayor and council of the town of Avondale to use the waters of the Avondale Park Springs and to sink wells in or near the park for

additional sources of supply, if desirable, for a public water supply for the town of Avondale, and to charge for the use of water supplied by water works, and to erect the necessary buildings and machinery for a system of water works,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Grant, Horton, Hurst, Jelks, Lee, Lyons, McCain, Meador, Moody, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—22.

The bill,

S. 165. To establish a uniform series of standard school books to be used in the public schools of Blount county,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Grant, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—22.

The bill,

H. 414. To establish a separate school district to be known as the Rockrun school district of Cherokee county, Alabama,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Grant, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—21.

The bill,

H. 610. To prevent stock from running at large in part of beat 4, in Calhoun county, Alabama,

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Grant, Horton, Hurst, Jelks, Jenkins, Lyons, Matthews, McCain, Meador, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—23.

The bill,

H. 503. To increase the ex officio fees of the sheriff of Washington county, from \$250.00 to \$400.00 per annum,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Grant, Horton, Hurst, Lee, Lyons, Matthews, McCain, Meador, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—20.

The bill,

H. 385. To fix and regulate the fees of justices of the peace and notaries public with justice jurisdiction, in so far as the same applies to Hale county, Alabama.

Was taken up.

Mr. Horton offered an amendment, so as to include the county of Calhoun in the title and body of the bill, which was adopted, and the bill as amended, was read a third time, and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. Brown, Buchanan, Case, Grant, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—19.

The bill,

S. 308. To incorporate the town of Hillsboro, in Lawrence county

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case,

Grant, Horton, Hurst, Jelks, Jenkins, Matthews, McCain, Meador, Moody, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—21.

The bill,

S. 321. To authorize the National Building and Loan Association of Montgomery, Alabama, to borrow money and secure the payment of same.

The substitute offered by the committee was adopted and the bill, as amended, was read a third time, and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. Brown Buchanan, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Matthews, McCain, Meador, Moody, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—18.

S. 274. To incorporate Starke's Classical Scientific school at Montgomery, Montgomery county, Alabama,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. Brown, Buchanan, Case, Grant, Horton, Hurst, Jelks, Jenkins, Matthews, McCain, Meador, Moody, Nunnellee, Rather, Sowell of Walker, Thompson, Wiley, Windham—18.

S. 297. To repeal an act "To allow the sheriffs of Macon and other counties, therein named, the same compensation for executing process of any kind in the justice court as is now allowed by law for the same services in the circuit court," approved February 12th, 1885, so far as the county of Macon is concerned,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. Buchanan, Case, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—19.

H. 321. To amend subdivision two and three (3) of section 3912 of the Code of Alabama.

The amendment offered by the committee was taken up, and adopted, and as amended, the bill was read a third time and passed. Yeas, 18; nays, 2.

Yeas :

Messrs. President, Brooks, Buchanan, Caffee, Case, Grant, Jelks, Lyons, McCain, Meador, Moody, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—18.

Nays, Messrs. Brown and Hurst.

SENATE JOINT RESOLUTION.

Mr. Wiley offered the following joint resolution, which was immediately considered and adopted :

Whereas, It appears that Francis C. Randolph, a citizen of the State of Alabama, is now imprisoned in the City of Medellin, in the United States of Columbia, under a charge of homicide, and has been deprived of his liberty since September 5th, 1898, without being able to obtain an impartial trial, according to the forms and usages of law prevailing in civilized countries; and

Whereas, And for this reason it further appears that the said Francis C. Randolph is now, and has been, denied a speedy and impartial trial;

Whereas, Be it resolved by the Senate, the House of Representatives concurring, that the President and Congress of the United States be and are hereby urgently and respectfully requested to use all proper means to prevail on the government of the United States of Columbia to grant to said Randolph a speedy and impartial trial, according to the forms of law in such cases made and provided in civilized countries, that in the meantime, the government of the United States have proper inquiry made as to the facts and circumstances of this case, and provide for the necessary support and comfort of said Randolph and for the employment of competent and fearless counsel to represent him in his defense;

Be it further resolved, That copies of these resolu-

tions be forwarded to the Honorable John T. Morgan, senior Senator from Alabama, with the request that he present one copy to the President of the United States, one copy to the Secretary of State, one copy to the Senate of the United States, and to have one copy also presented to the House of Representatives of the United States, with the further request that Senators Morgan and Pettus, as well as the members of Congress from Alabama, shall use their best endeavors to have favorable and prompt action taken hereon.

ADJOURNMENT.

At 5:15 o'clock, on motion of Mr. Stevens, the Senate adjourned until tomorrow morning at 10:30 o'clock.

THIRTY-SIXTH DAY.

Friday, February 3, 1899.

The Senate met pursuant to adjournment.

Prayer by Rev. W. R. Ivey, of Bessemer.

Present:

Messrs. President, Brooks, Brown, Buchanan, Caffee, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—28.

JOURNAL.

On motion of Mr. Brown, the reading of the Journal of yesterday was dispensed with, and the same was approved.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate amendment to the following House bills:

H. 161. To incorporate the town of Pinckard, in the county of Dale, and State of Alabama.

H. 346. For the better working of the roads in Sumter county.

H. 622. To create a new charter for the town of Heflin, in Cleburne county, Alabama.

H. 630. To establish, maintain and regulate a dispensary in the town of Columbia, Henry county, Alabama, for the sale of spirituous or vinous liquors, malt liquors, wines, cider or other intoxicating liquors, and to establish a board of directors for the purpose of better controlling and managing the sale of spirituous or vinous liquors, malt liquors, wines, ciders or other intoxicating liquors and for other purposes.

And the House passed Senate bill,

S. 295. To amend section 1 of an act entitled "An act to amend section 4 of an act to regulate the mode of selecting, drawing and impannelling grand and petit jurors for Mobile county," approved February 20th, 1883, which said act approved February 18th, 1897.

And the House has reconsidered and passed the Governor's veto to the contrary notwithstanding, House bill,

H. 298. To amend section 1375 of the Code, so far as the same relates to Dale, Cullman and Coffee counties.

And the bill, together with the Governor's message, are herewith sent for the reconsideration of the Senate.

MASSEY WILSON,

Clerk.

HOUSE MESSAGE AND GOVERNOR'S VETO.

The Senate next considered the veto by the Governor of the bill,

H. 298. To amend section 1375 of the Code so far as the same relates to Dale, Cullman and Coffee counties.

The question being: shall the bill pass notwithstanding the Governor's veto?

The bill was lost, and the veto sustained.

Yeas, 0; nays, 20.

Nays:

Messrs. President, Brown, Buchanan, Caffee, Case, Deans of Shelby, Grant, Horton, Jelks, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Stevens, Thomason, Wiley, Windham—20.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Pulley—

S. 422. To authorize attorneys at law performing only ministerial duties in any of the courts of Madison county, to practice law in the said courts.

Revision of Laws.

By Mr. Sowell, of Walker—

S. 423. To prevent stock from running at large in certain portions of Walker county.

Local Legislation.

By Mr. Windham—

S. 424. To amend section 1009 of the Civil Code 1896.

Revision of Laws.

By Mr. Moore—

S. 425. To carry into effect a pending bill in Congress of the United States, entitled "An act to grant lands to the State of Alabama, for the use of the Industrial

school for girls of Alabama, and of the Tuskegee Normal and Industrial Institute.

Education.

By Mr. Moore—

S. 426. To incorporate Brierfield Normal Institute, Brierfield, Alabama.

Education.

By Mr. Lee—

S. 427. To incorporate the Baldwin Immigration company.

Corporations.

By Mr. Wiley—

S. 428. To establish the fourteenth judicial circuit of the State of Alabama, to fix the time of holding courts therein, and to provide for the appointment of a judge and the election of a solicitor for said circuit.

Judiciary.

By Mr. Buchanan—

S. 429. To authorize the court of county commissioners of Coffee county to issue bonds of said county to an amount not exceeding twenty-five thousand dollars for the purpose of taking up, cancelling and retiring the present outstanding indebtedness of said county.

Finance and Taxation.

By Mr. Pulley—

S. 430. To amend section 4431 of the Code.

Revision of Laws.

By Mr. Cunningham (Mr. Wiley Presiding)—

S. 431. To provide for the manner of drawing jurors for the trial of impeachment proceedings against any member of a court of county commissioners, board of revenue, jury commission, or other board charged by law with the duty of drawing petit jurors.

Judiciary.

Also—

S. 432. To change and extend the corporate limits of Pratt City, so as to include the tract known as East Highlands.

Corporations.

Also (By request)—

S. 433. To change the line between Shelby and Jefferson counties.

Municipal and County Organization.

By Mr. Jenkins—

S. 434. To recognize the chartered rights of all educational institutions as they relate to the question of teachers' license in the State of Alabama.

Education.

By Mr. Moody—

S. 435. To amend an act entitled 'An act to establish the Tuscaloosa county law and equity court,' approved December 9th, 1896, by amending sections 5, 6, 9 and 28, and by adding sections 34 and 35.

Judiciary.

By Mr. Brown—

S. 436. To provide and establish a stock law for Cullman county.

Revision of Laws.

By Mr. Thompson—

S. 437. To authorize and empower the town council of the town of Tuskegee to establish and maintain public schools in said town, and to ratify and confirm the purchase of buildings and lands already made by said town and council for said purpose.

Finance and Taxation.

By Mr. Pulley—

S. 438. To require the commissioners' court of Madison county, Alabama, to publish semi-annually statement of receipts and expenditures.

Revision of Laws.

By Mr. Sowell, of Walker—

S. 439. To incorporate the Maryland-Alabama Deposit and Trust company.

Local Legislation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 747. To incorporate the town of Warrior Jefferson county, Alabama.

H. 648. To establish stock law and prevent stock from running at large in beats four, five, sixteen and twenty in Marshall county, and to regulate the same in other precincts in said county.

H. 236. To prevent stock from running at large in the several beats or parts of beats in Etowah county, to authorize elections thereon, and to provide for building and maintaining fences and gates.

H. 490. To relieve Hulit Davis, of Montgomery county, of disabilities of non-age.

H. 491. To relieve Willie Lee Davis, of Montgomery county, of the disabilities of non-age.

H. 584 To amend section 5049 of the Criminal Code, so far as the same applies to Sumter county.

H. 760. To provide and establish a stock law for Lamar and Fayette counties.

H. 806. To refund to Robert McKee certain moneys paid by him into the state treasury.

H. 776. To incorporate the Mobile Railway Terminal company.

H. 842. To establish a separate school district to be known as the Bethel School district, composed of a portion of Colbert, Lawrence and Franklin counties, Alabama.

H. 844. To make South Florence beat, in the county of Colbert, a part of Sheffield beat of said county, and to provide for the retention of their offices during the present term of the beat officers of said South Florence beat.

H. 890. To relieve Len Wesly Smith and Mary Smith, of Hale county, of the disabilities of non-age.

H. 898. To procure for the children of Madison county more efficient public instruction.

H. 910. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors in beat No. 9, Morgan county, Alabama.

H. 917. To prescribe the duty of tax collector in collecting taxes in Pike county, and to repeal section 4003, 4004, 4005 and 4007 of the Code, as to Pike county.

H. 919. To amend an act entitled "An act to incorporate the town of Northport in so far as the same relates to the time of holding the elections in and for said town.

H. 928. For the preservation of game in Montgomery county.

H. 931. To exempt from state and county taxation the grounds and buildings at Bailey Springs, Alabama.

H. 941. To ratify and confirm the incorporation of the Decatur Light Power and Fuel company, and to enlarge its powers.

H. 942. To amend sections five (5) and seven (7), of an act "To incorporate the inhabitants and territory formerly embraced within the corporate limits of the municipal corporation since dissolved, styled the City of Selma, and to establish a local government there for," approved February 17, 1883.

H. 978. For the preservation of game animals and birds in Pike county.

H. 748. To incorporate the town of Graysville, Jefferson county, Alabama.

H. 1048. To prohibit the sale, giving away or otherwise disposing of any spirituous, vinous or malt liquors, within six miles of the Tabernacle, Andrew chapel and Forest M. E. church, in Pickens county, Alabama.

H. 1063. To prescribe the duties and fix the compensation of the coroner of Jefferson county, Alabama, and to provide for payment of same.

H. 1087. To prohibit and prevent the killing of deer in Limestone county for the period of ten (10) years, and to provide a penalty for the violation of this act.

H. 1106. For the relief of Charles E. Wilkins, late treasurer of Baldwin county, Alabama.

H. 1118. To amend section 2 of an act entitled "An act to establish a new charter for the City of Cullman," approved December 12, 1890.

H. 1034. To prevent the running at large of stock in precinct No. 9, and certain other portions of Shelby county, Alabama.

H. 1127. To amend subdivision 1 of section nine (9) of an act entitled "An act to confirm the incorporation of the town of New Decatur, in the county of Morgan, and to enlarge and define the corporate powers of said town.

H. 1016. To establish a new charter for the City of Montgomery, Alabama.

H. 1101. For the relief of needy confederate soldiers and soldiers resident citizens of Alabama, and their widows.

And the last two named bills were ordered to be sent forthwith to the Senate, without engrossment.

MASSEY WILSON,

Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 747, 776, 910, 919, 928, 941, 942, 748, 1087, 1127, 1016, to Corporations.

H. 648, 236, 490, 491, 760, 978, 1034, to Local Legislation.

H. 584, 917, 1118, to Revision of Law.

H. 806, 890, to Judiciary.

H. 842, 898, to Education.

H. 844, to Municipal and County Organizations.

H. 931, 1063, 1106, to Finance and Taxation.

H. 1048, to Temperance.

On motion of Mr. Matthews, the House bill H. 1101 was referred to select a committee composed of five old confederate soldiers, and the President announced as

the committee Messrs. Rather, Grant, Lee, Thomason and Buchanan.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Wiley, from Judiciary, favorably—

S. 402. To amend sections 3949, 3977 and 3978, of the Code of 1896, in so far as they relate to the counties of Jefferson, Mobile and Montgomery.

Also—

H. 412. To make the wrongful failure of the husband to make reasonable provision for the support of his family a cause of divorce in favor of the wife.

Also—

H. 1027. To prevent the running at large of stock in certain portions of Morgan county.

By Mr. Brown, from Revision of Laws, favorably—

H. 112. To confer additional jurisdiction upon the county court of Lowndes county, and to regulate the proceedings therein.

By Mr. Meador, from Finance and Taxation, favorably—

S. 365. To authorize the mayor of Calera to issue city bonds not exceeding six thousand dollars, for the purpose of aiding in the erection of a county court house in the City of Calera, Alabama.

Also—

S. 381. To prescribe the duties and fix the compensation of the coroner of Jefferson county Alabama, and to provide for payment of same.

Also, with an amendment—

H. 997. For the relief of J. Z. Hendly, tax collector of Henry county, Alabama.

By Mr. Matthews, from Penitentiary, favorably—

S. 414. To repeal an act entitled "An act to regulate the fees of the judge of the county court of Franklin county, Alabama."

Also—

H. 383. For the relief of John D. Steele and his securities on a certain bond executed to secure the payment of the hire of Nettie Pelt, a county convict, hired out by the commissioners' court of Greene county.

Also—

H. 467. To provide for a registration of claims against the fine and forfeiture fund in Franklin county.

Also—

H. 1050. To repeal an act entitled "An act to change the name of Big Bear Creek to Bear river."

By Mr. Wiley, from Corporations, favorably—

H. 1131. To incorporate the "Tallapoosa Power company."

By Mr. Sowell, from Local Legislation, favorably—

S. 418. To amend an act approved December 9th, 1896, page 250 of the acts of Alabama for the year 1896-7, "To better provide for the working of the public roads of DeKalb county."

Also—

S. 421. To amend an act approved February 18th, 1897, to provide for the payment of the clerks of the circuit courts in certain counties of the State of Alabama for keeping the minutes of the circuit courts in said State, so as to include Blount county.

By Mr. Windham, from Privileges and Elections, favorably—

S. 325. To relieve William A. Marsh, of Sumter county, from the disabilities of non-age.

Also—

S. 355. For the relief of M. H. Caldwell, sheriff of Sumter county.

Also—

S. 260. To relieve George Campbell, Mary Campbell and Ella Campbell of the disabilities of minority.

S. 412. To better provide for the working the public roads in Bibb county, Alabama.

By Mr. Wiley, from Corporations, favorably—

S. 417. To incorporate the Mobile Railway and Dock company.

Also—

S. 419. To authorize the city council of Montgomery to issue bonds for the purpose of borrowing money to build and equip school houses.

Also—

H. 516. To provide for the opening and cleaning out of drains, creeks, branches, ditches or water courses in Perry county.

Also—

H. 791. To amend section two of an act entitled "An act to incorporate Peaceburg Camp Ground in Calhoun county, and Texas Camp Ground in Macon county, and to authorize and empower the trustees, cabin owners and tent holders to pass and enforce rules and regulations to maintain and preserve good order within one mile respectively of said Camp grounds and to control its management.

By Mr. Windham, from Privileges and Elections, favorably—

S. 292. To declare Sipsey and Mulberry rivers navigable streams within certain limits, and to prohibit the obstruction of the same.

Also—

H. 406. For the relief of Mrs. Alice B. Patton of Sumter county.

Also—

H. 425. To relieve Robert and Gipsev Blue, minors, seventeen and nineteen years of age, respectively from disabilities of non-age.

Also—

H. 552. To change the names of Madison Gustavus Burk and his wife, Rosa Bell Burk, to Madison Gustavus Foster and Rosa Bell Foster.

Also—

H. 589. To remove the disabilities of non-age of Ernest M. Adams, a minor under eighteen years.

Also—

H. 619. For the relief of John A. Bradford of Marengo county.

Also—

H. 660. To relieve Benjamin Sankey Porter, a minor, of Washington county, Alabama, of the disabilities of non-age.

Also—

H. 837. To relieve Mary F. Maxwell of the disabilities of non-age.

By Mr. Thompson, from Public Health, favorably—

S. 209. To provide for the vaccination of pupils who attend the schools and colleges of this State.

Also—

S. 380. To provide a system of quarantine for this State.

By Mr. Grant, from Temperance, favorably—

H. 762. To prohibit the manufacture, sale or giving away of spirituous, vinous or malt liquors within three miles of Pleasant Point public school house, situated in Union district, Limestone county.

By Mr. Jenkins, from Education, favorably—

S. 398. To incorporate Royal Collegiate Institute.

Also—

S. 370. To create a separate school district in Franklin county, Alabama, to be known as the Burleson school district.

Also—

S. 359. To establish a separate school district, to be known as the Remlap school district, in Blount county, Alabama.

Also—

S. 305. To establish Fisk school district, in Madison county, Alabama.

Also—

S. 405. To establish a separate school district to be known as "Socapatoy school district," in Coosa county, Alabama.

By Mr. Moore, from Immigration, favorably—

H. 240. To provide for the construction of addi-

tional buildings for the Industrial school for white girls at Montevallo.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills your signature is requested.

H. 62. To amend sections three and eight of an act approved December the third, 1896, entitled "An act to create a separate school district in the town of Oakman, Alabama, to define the boundaries thereof and to provide for the maintainance of schools thereof.

H. 79. To amend section one of an act to establish the Blanch school district, in Cherokee, county, approved February 9th, 1897.

H. 241 To authorize the mayor and council of the town of Avondale to use the waters of the Avondale Park Springs and to sink wells in or near the park for additional sources of supply, if desirable, for a public water supply for the town of Avondale, and to charge for the use of water supplied by water works, and to erect the necessary buildings and machinery for a system of water works.

H. 364. To authorize the holding of adjourned terms of chancery court.

H. 414. To establish a separate school district to be known as the Rockrun school district of Cherokee county, Alabama.

H. 441. To relieve E. D. Johnson of the disabilities of non-age.

H. 442. To authorize justices of the peace to hold inquest in their respective beats in Shelby, St. Clair and Calhoun counties, Alabama.

H. 457. To better provide for the payment of state witnesses in the county of Washington.

H. 476. To allow justices of the peace of beats 1, 2, 3, 4, 5 and 6 of the county of Montgomery to hold their courts and offices in either of said beats, and to have and exercise jurisdiction in either.

H. 503. To increase the ex officio fees of the sheriff of Washington county from \$250.00 to \$400.00 per annum.

H. 575. To refund taxes paid to the State by persons holding a bona fide claim to property held and claimed by another, who has also paid taxes thereon.

H. 610. To prevent stock from running at large in part of beat 4, in Calhoun county, Alabama.

H. 611. To prohibit the sale, giving away, bartering, delivering or exchanging vinous, spirituous or malt liquors, or intoxicating bitters, beverages or drinks in certain portions of Chambers county.

H. 647. To authorize and empower the mayor and council of the town of Union Springs, to impose a license upon certain business and vocations specified in this act, carried on, or conducted within the corporate limits of said town.

H. 669. To declare Charles A. E. Heyne, a liner of the county of Clay, a citizen of the county of Talladega.

H. 674. To amend the charter of the Georgia and Alabama railway, a consolidated corporation now existing, chartered and consolidated under the laws of the States of Georgia and Alabama, so as to change the location of the principal office of said corporation from the City of Americus, in Sumter county, Georgia, to the City of Savannah, in Chatham county, Georgia.

H. 684. To better preserve game animals, and birds in Sumter county.

H. 694. To constitute the corporate limits of town of Union Springs, in Bullock county, as they now are or may hereafter exist, a public school district, separate and apart from the remaining school districts of Bullock county, to be known as the Union Spring public school district, and to provide for the management, support, and maintenance of the public schools therein.

H. 723. To repeal an act entitled "An act to establish, open, improve, work and keep in good condition the public roads in Autauga county."

H. 724. To authorize the board of revenue or commissioners' court of Autauga county, Alabama, to expend a part of the revenues and all surplus revenue of said county for the improvement and betterment of the public roads of said county.

H. 794. To authorize the town of New Decatur to issue bonds in a sum not exceeding fifteen thousand dollars, for the purpose of building a market house.

H. 797. To regulate the fees of constables in Morgan county in criminal cases.

H. 827. To incorporate the Highland City Mills.

H. 124. To regulate the fees of justices of the peace and notaries public, ex officio justices of the peace in Talladega county, and to provide for the payment of the same in certain cases.

H. 169. To authorize the court of county commissioners of Escambia county to issue bonds of said county for an amount not exceeding twenty-five thousand dollars, for the purpose of building a bridge across the Conecuh river.

H. 346. For the better working of the roads in Sumter county.

H. 419. To prevent unauthorized persons from removing or otherwise interfering with signals connected with railroads or trains.

MASSEY WILSON,

Clerk.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason, from the Committee on Enrolled Bills, reported the following bills as having been correctly enrolled:

S. 295. To amend section 1 of an act entitled "An act to regulate the mode of selecting, drawing and empanneling grand and petit jurors for Mobile county," approved February 20th, 1883, which said act was approved February 18th, 1897.

S. 30. To amend section 5378 of the Code of Alabama, of 1896.

SIGNING OF HOUSE AND SENATE BILLS.

The President of the Senate in the presence of the Senate immediately after their titles had been publicly read by the secretary, signed the House and Senate bills, the titles of which are set out in the foregoing House message and report of committee on enrolled bills.

RECESS.

On motion of Mr. Cunningham (Mr. Rather presiding), the Senate took an informal recess for five minutes and the floor of the Senate was extended to ex Lieutenant Governor of Ohio, Hon. Marcus, who made a short talk to the Senate, after which the Senate proceeded to consider the,

SPECIAL ORDER.

For this hour which was the bill,

H. 30. To regulate so-called primary elections of recognized political parties in the State of Alabama.

Mr. Meador offered the following amendment: Section 11. Be it further enacted, That any clerk manager, inspector or other officers who violate any provision of this act shall be guilty of a misdemeanor and upon conviction thereof shall be fined not less than twenty-five nor more than one hundred dollars.

Mr. Jelks offered an amendment which, on motion of Mr. Meador, was laid on the table.

Mr. Jenkins moved to make the bill and amendment a special order for this afternoon at 3:30 o'clock, which was on motion of Mr. Meador, laid on the table.

Yeas, 13; nays, 6.

Yeas:

Messrs. Buchanan, Deans of Shelby, Grant, Horton, Matthews, Meador, Modoy, Pulley, Stevens, Thomason, Wiley, Windham—13.

Nays:

Messrs, Hurst, Jelks, Jenkins, McCain, Rather, Sowell of Walker—6.

Pending its consideration,

RECESS.

On motion of Mr. Stevens, at 1:10 o'clock, the Senate took a recess until this afternoon at 3:30 o'clock.

AFTERNOON SESSION.

The Senate reconvened at 3:30 o'clock, this afternoon and was called to order by the President.

A quorum was present.

UNFINISHED BUSINESS.

The Senate resumed the consideration of the bill, under consideration today at the hour of recess, which was,

H. 30. To regulate so called primary elections of recognized political parties in the State of Alabama.

The question pending being the adoption of amendment offered by Mr. Meador (as section 11), which was adopted.

The bill, as amended, was read the third time and passed. Yeas, 18; nays, 2.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Grant, Horton, Jelks, Jenkins, Matthews, McCain, Meador, Moore, Nunnellee, Sowell of Walker, Stevens, Thomason, Windham—18.

Nays:

Messrs. Hurst and Pulley—2.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following

bills and ordered the same sent forthwith to the Senate without engrossment.

H. 926. To relieve Mr. Clinton of the payment of fine and costs in case of State vs. George Banks, convicted in Tuscaloosa county law and equity court.

H. 924. To define the duties of the tax assessor for Tuscaloosa county as to the description of lands required to be entered on tax book.

H. 861. To change the names of Ed. L. Ford and Emma L. Ford, husband and wife, to Ed. L. Woodruff and Emma L. Woodruff.

H. 1137. To amend an act entitled "An act to provide for the more efficient working of the public roads in Wilcox county, for the appointment of road supervisors in the several pricincts therein," approved Dec. 9th, 1898.

H. 912. To relieve J. F. Joseph and C. W. Joseph from the payment of a license in Montgomery county, Alabama.

MASSEY WILSON,

Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 926, to Penitentiary.

H. 924, 912, to Finance and Taxation.

H. 861, to Privileges and Elections.

H. 1137, to Local Legislation.

BILLS ON THIRD READING.

The bill,

S. 334. To amend an act entitled "An act to amend section five of an act to provide for the holding of a term of the circuit court of the fifth judicial circuit at Alexander City, in Tallapoosa county, and to regulate the same," approved February 13th, 1897.

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Grant, Horton, Hurst, Jelks, Jenkins, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—21.

The bill,

H. 730. To amend section 3 of an act entitled "An act to establish a new charter for the town of Clayton, in Barbour county, Alabama," approved February 18th, 1896,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Grant, Horton, Hurst, Jelks, Jenkins, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—20.

The bill,

S. 397. To authorize the mayor and aldermen of Birmingham to establish the width of 19th street, from Huntsville avenue, north to section line, and to give, grant or dispose of forty feet on the east side of the said 19th street, to the present owners of the property attingent thereto,

Was read a third time and passed. Yeas, 20; nays, 0.

Messrs. President, Brooks, Buchanan, Case, Grant, Horton, Hurst, Jelks, Jenkins, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—20.

The bill,

S. 344. To regulate separate school districts created by acts of the Legislature.

Mr. Brown offered an amendment which was adopted and the bill, as amended was read a third time and passed. Yeas, 21; Nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Grant,

Horton, Hurst, Jelks, Jenkins, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—21.

The bill,

H. 16. To constitute a board of jury commissioners for Crenshaw county.

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Grant, Horton, Hurst, Jelks, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—21.

The bill,

H. 587. To establish a charter for the town of Centre, in Cherokee county,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—22.

The bill,

H. 60. To alter and define the boundary line between Bibb and Shelby counties, in the State of Alabama,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomason, Wiley—20.

The bill,

H. 692. For the preservation of deer, turkeys and partridges in the county of Choctaw,

Was read a third time and passed Yeas, 21; nays, 0.

Yeas :

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomason, Thompson, Windham—21.

The bill,

S. 144. To create a jury commission for St. Clair county, to prescribe the duties of said commission, and to provide for securing competent and well qualified jurors in said county.

Was taken up.

Mr. Hurst offered a substitute for the bill, which was adopted, and the bill, as amended, was read a third time and passed. Yeas, 21; nays, 0.

Yeas :

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Matthews, McCain, Meador, Moody, Moore, Pulley, Sowell of Walker, Stevens, Thomason, Wiley, Windham—21.

The bill,

S. 212. To provide a uniform system for making final and complete records in criminal cases by clerks of the circuit, city and criminal courts of this State, and for their compensation,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas :

Messrs. President, Brown, Buchanan, Case, Grant, Horton, Hurst, Jelks, Matthews, McCain, Moore, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—18.

The bill,

H. 596. To repeal an act entitled "An act to amend section 1 of an act entitled 'An act to provide for the making and maintaining a school district known as

the Ashford eschool district in Henry county, Alabama," approved February 18th, 1897,

Was read a third time and passed. Yeas, 20. nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—20.

The bill,

S. 406. To amend section three of an act entitled "An act to amend section five, seven, thirteen, seventeen, thirty-one, thirty-seven, thirty-eight and forty of an act to establish a new city charter for Eufaula," approved February 28th, 1870, approved February 28th, 1883.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—22.

The bill,

H. 117. To regulate the payment of claims against the fine and forfeiture fund of Monroe county, Alabama.

Was read a third time and passed. Yeas, 22; nays 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—22.

The bill,

H. 1073. To amend section 1 of an act entitled "An act to prevent hogs, pigs, sheep and goats from run-

ning at large in certain portions of Colbert county, and to provide for establishing certain districts in said county in which said stock may be prevented from running at large,

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Grant, Horton, Hurst, Jelks, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—21.

The bill,

S. 390. To create a separate school district in Montgomery county, to be known as the Mount Meigs school district,

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—21.

The bill,

S. 395. To repeal an act to establish the Lineville school district in Clay county, approved February 4th, 1897.

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Grant, Horton, Hurst, Jelks, Lee, Matthews, McCain, Moore, Nunnellee, Pulley, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—21.

The bill,

H. 987. To incorporate the Riderville, Centreville & Blocton railroad company.

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Grant, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, Nunnellee, Pulley, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—21.

The bill,

H. 693. To protect the fish in the Tennessee river in Alabama, and its Alabama tributaries,

Was read a third time and passed. Yeas. 18; nays, 3.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomason, Wiley, Windham—18.

Nays: Messrs. Deans of Shelby, Pulley, and Stevens.

The bill,

H. 1079. To amend sections six, eight and nine of an act entitled "An act to authorize Jackson county to build macadamized roads and to build bridges and to issue bonds of the county to aid in the construction and building thereof," approved December the 7th, 1898.

Was taken up.

The amendment reported by the committee, was adopted, and the bill, as amended, was read the third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Grant, Hall, Horton, Hurst, Lee, Matthews, McCain, Moore, Nunnellee, Pulley, Sowell of Limestone, Sowell of Walker, Thomason, Wiley, Windham—17.

The bill,

S. 363. To legalize the registration of deeds of conveyances which have been filed and recorded in the office of the Judge of Probate of the proper county in this State before the passage of this act, but not within the time required by law.

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Case, Grant, Horton, Hurst, Lee, Matthews, McCain, Meador, Moody, Nunnellee, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—17.

The bill,

H. 731. To authorize and empower the probate court of Bullock county, to appoint a guardian of the person and property of John P. West, a citizen of Bullock county, but now an inmate of the Alabama, Bryce Insane hospital,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Grant, Horton, Hurst, Jelks, Matthews, McCain, Meador, Moody, Nunnellee, Sowell of Walker, Stevens, Thomason, Wiley, Windham—18.

The bill,

S. 374. For the relief of Lehman Durr company.

Was taken up.

Mr. Brown moved to recommit this bill to the committee on Finance and Taxation, lost.

The bill was read a third time and passed. Yeas, 13; nays, 9.

Yeas:

Messrs. President, Buchanan, Caffee, Case, Deans of Shelby, Grant, Horton, Lee, Moody, Rather, Sowell of Walker, Thompson, Wiley—13.

Nays: Messrs. Brown, Hurst, Jelks, Jenkins, Matthews, Meador, Pulley, Stevens, Windham.—9.

And the same was ordered to the House without engrossment.

The bill,

S. 382. To abolish the charter of the town of Rose-dale Park, in Jefferson county, Alabama,

Was read a third time and passed. Yeas, 22; nays 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—22.

The bill,

H. 247. To regulate the giving of bonds by county commissioners of Madison county, Alabama.

Was considered by the Senate.

On motion of Mr. Pulley, it was recommitted to the committee on Finance and Taxation.

ADJOURNMENT.

On motion of Mr. Matthews, at 5:30 o'clock, the Senate adjourned until tomorrow morning at 10:30 o'clock.

THIRTY-SEVENTH DAY.

Saturday, February 4, 1899.

The Senate met pursuant to adjournment.

Prayer by Rev. Mr. Davis of the city.

Present:

Messrs. President, Buchanan, Caffee, Deans of Shelby, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Wiley, Windham—23.

JOURNAL.

On motion of Mr. Moore, the reading of the journal of yesterday was dispensed with and was approved.

LEAVES OF ABSENCE.

Leave of absence were granted to Messrs. Thompson, Nunnellee, Brown and Sowell of Limestone, for today, and to Messrs. Case and Brooks, indefinitely.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Deans, of Shelby—

S. 440. To establish the Pilgrim school district in Shelby county.
Education.

By Mr. Horton—

S. 441. To authorize the commissioners' court of Greene county to divide said county into road precincts and to appoint and employ road overseers to have supervision of the public roads in said county, and to direct and prescribe the duties of said overseers, and to provide for paying said overseers, and to define the duties of such overseers, and to authorize the commissioners' court of Greene county to purchase for said county necessary tools, road machines, implements and plows to be used for preparing, working and improving the public roads in said Greene county, and to provide for the improvement of the public roads in Greene county.

Agriculture.

By Mr. Wiley—

S. 442. To fix the compensation of bailiffs in Montgomery county.

Judiciary.

By Mr. Jelks—

S. 443. To protect associations, unions of workingmen and persons in their labels, trademarks and forms of advertising.

Finance and Taxation.

By Mr. Moody—

S. 444. For the improvement of roads and bridges in Tuskaloosa county.

Banking and Insurance.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed Senate bill,

S. 290. To amend Sections 6 and 25 of an act approved February 18, 1895, entitled "An act to amend an act entitled 'An act to establish a city court for the County of Talladega,' approved February 23, 1893."

And has adopted the House joint resolution to raise the flag of the Union above every public school house in the State of Alabama.

H. 61. And has adopted a joint resolution requesting the Speaker of the House and President of the Senate to erase their signatures from House bill No. 61, that it may be returned to the House for amendment.

And has concurred in the Senate amendment to the following House bill:

H. 9. To create the City of Fruithurst, in Cleburne county, including all the territory within two (2) miles of the school house situated within the corporate limits of said city a separate school district.

H. 17. For the relief of W. S. Wilson ex-sheriff of Franklin county, for the removal of prisoners from Lawrence and Jefferson counties to the County of Franklin.

H. 81. To incorporate the town of Enterprise, in Coffee county.

H. 155. To amend Section 5425 of the Code of Alabama.

H. 321. To repeal paragraph 3 of Section 3912 of the Code of Alabama.

H. 385. To fix and regulate the fees of justices of

the peace and notaries public with justice jurisdiction in so far as the same applies to Hale county, Alabama.

H. 430. To further regulate and fix the fees of justices of the peace and notaries public, *ex officio* justices of the peace in criminal cases or proceedings in Greene county.

H. 118. To amend an act entitled "An act to provide for the compensation of sheriffs of Mobile and Jefferson counties for ex officio services," so as to include the sheriff of the County of Montgomery.

And has concurred in the Senate joint resolution relating to Francis C. Randolph.

MASSEY WILSON,

Clerk.

HOUSE MESSAGES.

The House joint resolution to raise the flag of the Union above every public school house in the State of Alabama,

Was referred to the Committee on Rules.

H. 61. The House joint resolution requesting the presiding officers of the two houses to erase their signatures from the House bill No. 61, that it may be returned to the House for amendment,

Was immediately considered and concurred in.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Pulley, from Revision of Laws, favorably—

S. 438. To require the commissioners' court of Madison county, Alabama, to publish semi-annual statement of receipts and expenditures.

By Mr. Meador, from Finance and Taxation, favorably—

S. 375. To authorize the mayor and council of the City of Decatur to issue bonds of said city to fund and

retire the bonded and outstanding indebtedness of said city, and to provide for the payment thereof.

Also, with amendment—

S. 377. To authorize the mayor and councilmen of Evergreen to issue bonds of said town for an amount not exceeding twenty-five thousand dollars (\$25,000) for the purpose of putting in a system of water works, electric or gas lights, and making other permanent improvements in said town.

Also, favorably—

S. 384. To amend an act to establish a board of revenues for Barbour county, approved February 18, 1895.

Also—

S. 399. To require the tax assessor and tax collector of Cullman county to keep offices open at the court house during the year in lieu of visiting the different precincts of the county to assess and collect taxes.

Also—

H. 424. To authorize the mayor and council of the town of Greenville to negotiate a loan for the purpose of establishing a system of electric lights in the town of Greenville, and to issue bonds for the payment of said loan.

Also—

H. 697. To regulate the fees of bonded constables in the counties of Conecuh, Butler, Pike, Henry and Russell, Alabama.

Also—

H. 734. To authorize the mayor and councilmen of the town of Georgiana, Alabama, to issue bonds and negotiate a loan for the purpose of liquidating the indebtedness of the said town.

Also—

H. 795. To amend an act entitled "An act to regulate the issuance of license to sell vinous, spirituous or malt liquors in Morgan county," approved February 3, 1883.

Also—

H. 815. To authorize the court of county commissioners of Perry county to issue bonds of the said county to an amount not exceeding six thousand dollars, for the purpose of building an iron bridge over the Cahaba river.

Also—

H. 865. To authorize the intendant and councilmen of the town of LaFayette to issue bonds of the said town for an amount not exceeding twenty thousand dollars, for the purpose of putting in a system of water works and electric lights in said town.

Also—

H. 1007. To require all purchases of supplies of every kind for Morgan county, and of all courts thereof, and for the jail or inmates thereof, to be made by or authorized by the court of county commissioners of said county.

By Mr. Caffee, from Privileges and Elections, favorably—

H. 967. For the relief of I. B. Slaughter, late sheriff of Monroe county.

By Mr. Sowell, from Local Legislation, favorably—

S. 392. To incorporate the town of Gordo, in the County of Pickens and State of Alabama, and to regulate the municipal affairs of said town of Gordo, and to enforce its police powers.

Also—

S. 423. To prevent stock from running at large in certain portions of Walker county.

Also—

S. 439. To incorporate the Maryland-Alabama Deposit and Trust Company.

Also—

H. 236. To prevent stock from running at large in the several beats or parts of beats in Etowah county, to authorize elections thereon, and to provide for the building and maintaining fences and gates.

Also, with an amendment—

H. 290. To repeal an act entitled "An act to pre-

vent stock from running at large in certain parts of Monroe county," approved January 28, 1897, so far as said act relates to Beats 5, 6, 7 and that part of Beat 3 lying south and west of the following lines: Beginning at a point on Limestone creek where said creek is crossed by the beat line, between Beats 2 and 3, thence up said creek to a point where said Limestone creek is intersected by Little Limestone creek, thence up said Little Limestone creek to the county line between the counties of Monroe and Conecuh.

Also, favorably—

H. 490. To relieve Hulit Davis, of Montgomery of the disabilities of non-age.

Also—

H. 491. To relieve Willie Lee Davis, of Montgomery county, of the disabilities of non-age.

Also—

H. 760. To provide and establish a stock law for Lamar and Fayette counties.

Also—

H. 978. For the preservation of game animals and birds in Pike county.

Also—

H. 1034. To prevent the running at large of stock in Precinct No. 9 and certain other portions of Shelby county, Alabama.

Also—

H. 1137. To amend an act entitled "An act to provide for the more efficient working of the public roads in Wilcox county, and for the appointment of road supervisors in the several precincts therein," approved December 9th, 1898.

By Mr. Jelks, from Commerce and Common Carriers, favorably—

H. 470. To prevent unauthorized persons from giving signals to railroad trains or engines.

By Mr. Horton, from Agriculture, favorably—

H. 595. To fix the fees of the circuit clerk of Hale county.

By Mr. Grant, from Temperance, favorably—

H. 1048. To prohibit the sale, giving away or otherwise disposing of any spirituous, vinous or malt liquors, within six miles of Tabernacle, Andrew Chapel and Forest M. E. Churches in Pickens county, Alabama.

By Mr. Caffee, from Privileges and Elections, favorably—

H. 861. To change the names of Ed. L. Ford and Emma L. Ford, husband and wife, to Ed. L. Woodruff and Emma L. Woodruff.

By Mr. Wiley, from Corporations, favorably—

H. 747. To incorporate the town of Warrior, Jefferson county, Alabama.

Also—

H. 910. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors, in beat No. 9, Morgan county, Alabama.

Also—

H. 941. To ratify and confirm the incorporation of the Decatur Light, Power and Fuel Company and to enlarge its powers.

Also—

H. 1127. To amend subdivision one of Section nine (9) of an act entitled "An act to confirm the incorporation of the town of New Decatur, in the County of Morgan and to enlarge and define the corporate powers of said town."

Also—

S. 432. To change and extend the corporate limits of Pratt City so as to include the tract known as East Highlands.

Also—

S. 427. To incorporate the Baldwin Immigration Company.

Also—

H. 919. To amend an act entitled "An act to incorporate the town of Northport," in so far as the

same relates to the time of holding the elections in and for said town.

By Mr. Jenkins, from Education, favorably—

S. 269. To establish the town of Dothan, Henry county, Alabama, into a separate school district, and for other purposes.

S. 409. To amend Section 8 of an act entitled "An act to constitute the City of Anniston a separate school district, and to provide a board of education therefor," approved January 28, 1891.

Also—

H. 788. To establish and maintain a uniform series of text-books to be taught in the public schools of Marion county, Alabama, and provide for a board to select the same.

By Mr. Wiley, from Judiciary, favorably—

S. 431. To provide for the manner of drawing jurors for the trial of impeachment proceedings against any member of the court of county commissioners, board of revenue, jury commission or other board charged by law with the duty of drawing of petit jurors.

Also—

S. 435. To amend an act entitled "An act to establish the Tuskaloosa county law and equity court," approved December 9th, 1896, by amending Section 5, 6, 9 and 28 and by adding Sections 34 and 35.

Also—

S. 404. To amend Section 3916 of the Code of Alabama.

Also—

S. 408. To require the commissioners' court of Colbert county to construct a line fence on the line between Colbert and Lawrence counties.

Also—

S. 416. To amend section 908 of the Code of 1896, and to fix the time of holding the circuit court in tenth circuit of Alabama, composed of the counties of Winston, Walker and Jefferson.

Also—

H. 890. To relieve Levi Wesley Smith and Mary Smith, of Hale county, of the disabilities of non-age.

By Mr. Meador, from Finance and Taxation, favorably

S. 396. To authorize the Board of Mayor and Aldermen of Birmingham to assess the costs of improvements heretofore made upon the streets, avenues and alleys of said city against the adjoining property and to provide for the collection thereof.

By Mr. Meador, from Municipal and County Organizations—

H. 777. To validate the grants, rights, privileges and franchises granted to railroads by the City of Mobile and its predecessors.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 375. To regulate the granting of license in Pike county to sell vinous, spirituous or malt liquors.

H. 394. For the better protection of farmers from impure or adulterated fertilizers, and to impose a fine for the fraud or culpable negligence on part of any fertilizer company or dealer.

H. 582. To authorize and require the auditor of the State of Alabama to reimburse R. H. Harris, sheriff of Randolph county, for expenses incurred and services rendered to the State in the removal of Val T. Taylor, a fugitive from justice.

H. 716. To better preserve the life of human beings.

H. 416. To establish and maintain, regulate and make efficient a dispensary in the City of Troy, Pike county.

H. 1038. To authorize and require the county treasurer of Winston county, Alabama, to register or re-register all claims against said county which have

not been registered or re-registered as required by law.

H. 1192. To authorize the mayor and aldermen of the City of Florence, to cause or procure the streets, sidewalks, avenues and alleys of said city to be graded, graveled, paved, curbed or otherwise improved with the material and in the manner prescribed by said mayor and aldermen; to assess the costs of all such improvements against the abutting property, according to the frontage thereof, or according to the benefits of said property; to make such assessment a lien on said land or lots; to prescribe a method for the enforcement of such lien; to provide a method for the payment of such assessment, and to issue bonds to anticipate such payment.

H. 164. To legalize the registration of deeds of conveyance which have been filed or recorded in the office of the judge of probate of the proper county in this State before the passage of this act, but not within the time required by law, or which may be so filed and recorded within twelve months after the passage of this act.

H. 614. To require all corporations, companies or individuals operating or owning places for storing and weighing cotton in the State of Alabama, when a charge is made for such storage or turning out, to provide a well-bound book, in which shall be kept, alphabetically arranged, and which shall at all reasonable times be open to the inspection of the public, a record of all cotton weighed by them, by whom offered for weighing, and for whom weighed, and to provide a penalty for violation thereof.

H. 701. To relieve Kate Heard, wife of W. F. Heard, of Tallapoosa county, Alabama, of the disabilities of non-age.

H. 875. To amend Section 2389 of the Code of 1896.

H. 937. To relieve Jennie May Gamble, of Coosa county, of the disabilities of non-age.

H. 1142. To fix the rate of tolls to be charged by the Southern Railway Company on the road bridge

crossing the Tennessee river between Colbert and Lauderdale counties, and known as the Florence bridge, and to repeal the act of the legislature, approved February 9, 1895, entitled "An act to fix the maximum of tolls to be charged by the owners, lessees or poreators of the road bridges crossing the Tennessee river between the counties of Colbert and Lauderdale, and known as the Florence bridge, and to fix the penalty for demanding or receiving a higher rate of toll."

H. 1140. To incorporate Alabama Trust and Guarantee Company.

H. 1174. To regulate the fees of constables of beat 7, Tallapoosa county.

MASSEY WILSON,

Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 375, 582, 1174 to Finance and Taxation.

H. 394, 614, to Agriculture.

H. 716, 1038, 875, to Judiciary.

H. 416, to Temperance.

H. 1192, to Local Legislation.

H. 164, 701, 937, to Revision of Laws.

H. 1142, to Commerce and Common Carriers.

H. 1140, to Corporations.

SPECIAL ORDER.

The Senate next considered the special order set for today, after reports of committees, which was the bill,

S. 52. Establishing a State board of education for the State of Alabama, with powers and duties of same.

The question pending being concurrence in the House amendment, in the way of a substitute,

On motion of Mr. Stevens, the question was made the special order for Wednesday, February 8th, inst., after reports of committees, and 200 copies of the House substitute were ordered printed for the use of the Senate.

RESOLUTION.

Mr. Sowell of Walker, offered the following resolution, which was immediately considered and adopted:

Resolved by the Senate, the House concurring, That the House return to the Senate the bill S. 374, For the relief of Lehman Durr Company.

BILLS ON THIRD READING.

The bill,

H. 837. To relieve Mary F. Maxwell of the disabilities of non-age,

Was read a third time and passed. Yeas. 18; nays, 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Grant, Horton, Hurst, Jelks, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—18.

The bill,

S. 405. To establish a separate school district, to be known as "Socapatoy School District," in Coosa county, Alabama,

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Grant, Horton, Hurst, Jelks, Jenkins, McCain, Meador, Moody, Moore, Rather, Sowell of Walker, Stevens, Wiley, Windham—17

And was ordered to be sent to the House without engrossment.

The bill,

H. 337. To allow and provide for the waiver of a

special venire in capital felonies where the defendant, on arraignment, or at any time before a special venire is drawn, pleads guilty, and to regulate the practice in such cases,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Grant, Horton, Hurst, Jelks, Jenkins, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—20.

The bill,

S. 419. To authorize the city council of Montgomery to issue bonds for the purpose of borrowing money to build and equip school houses,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Horton, Hurst, Jelks, Jenkins, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—20.

The bill,

H. 828. To relieve Sterling R. Coleman. Jot Elston Remson, J. Hugh Conley and Bessie Conley, of Talladega county, Alabama, minors of the disabilities of non-age,

Was read a third time and passed. Yeas, 21; nays 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Grant, Horton, Hurst, Jelks, Jenkins, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—21.

The bill,

H. 997. For the relief of J. Z. Hendly, tax collector of Henry county, Alabama.

Was taken up.

The amendment reported by the committee with a new caption, as follows: For the relief of J. Z. Hendly, tax collector of Henry county, Alabama, and to refund to him the sum of two hundred and sixty-five dollars and twenty-six cents, erroneously paid by him into the Statetresury was adopted,

And the bill, as amended, was read the third time and passed, yeas, 20; nays, 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Grant, Horton, Hurst, Jelks, Jenkins, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—20.

The bill,

H. 88. For the relief of Read Fertilizer Company, of Charleston, S. C.,

Was read a third time and passed. Yeas, 11; nays, 6.

Yeas:

Messrs. President, Buchanan, Grant, Jenkins, Lee, McCain, Moody, Rather, Sowell of Walker, Wiley, Windham—11.

Nays: Messrs. Deans of Shelby, Hurst, Jelks, Matthews, Pulley, Thomason—6.

The bill —

H. 483. To provide for the issue of a writ of habeas corpus in Wilcox county in the absence, sickness or inability of the probate judge of said county, or other sufficient evidence of the particular facts which justify the address of the petition to the register in chancery.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Grant, Horton, Hurst, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—20.

The bill,

H. 770. To dispose of a certain number of copies of the Code of Alabama, of 1896, at two and a half dollars a copy,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—20.

The bill,

H. 769. To authorize the Secretary of State to dispose of certain books in his possession.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Pulley Rather, Sowell of Walker, Stevens, Thomason, Windham—19.

The bill,

H. 52. To provide for the election of the county Superintendent of Education of Montgomery county,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—19.

The bill,

H. 1131. To incorporate the "Tallapoosa Power Company,"

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Matthews, McCain,

Meador, Moody, Moore, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—19.

The bill,

S. 402. To amend sections 3949, 3977 and 3978, of the Code of 1896, in so far as they relate to the counties of Jefferson, Mobile and Montgomery.

The amendment offered by Mr. Sowell of Walker, "To add Walker county to the caption and body of the bill," was adopted, and the bill, as amended, was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moody, Moore, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—19.

The bill,

S. 355. For the relief of M. H. Caldwell, sheriff of Sumter county,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—20.

The bill,

H. 1050. To repeal an act entitled "An act to change the name of Big Bear Creek to Bear River,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—19.

The bill,

S. 370. To create a separate school district in Franklin county, Alabama, to be known as the Burleson district,

Was read a third time and passed. Yeas, 19;
nays, 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Deans of Covington, Grant, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—19.

The bill,

S. 414. To repeal an act entitled "An act to regulate the fees of the judge of the county court, of Franklin county, Alabama,

Was read a third time and passed. Yeas, 18;
nays, 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Rather, Sowell of Walker, Stevens, Thomason, Windham—18.

The bill,

S. 381. To prescribe the duties and fix the compensation of the coroner of Jefferson county, Alabama, and to provide for payment of same,

Was read a third time and passed. Yeas. 18;
nays, 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Grant, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—18.

The bill,

S. 398. To incorporate Royal Collegiate Institute,

Was read a third time and passed. Yeas, 19;
nays, 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Grant, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—19.

The bill,

H. 1027. To prevent the running at large of stock in certain portions of Morgan county,

Was read a third time and passed. Yeas. 18; nays, 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Grant, Horton, Hurst, Jelks, Matthews, McCain, Moody, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—18.

The bill,

S. 365. To authorize the mayor of Calera to issue city bonds not exceeding six thousand dollars for the purpose of aiding in the erection of a county court house in the City of Calera, Alabama,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Grant, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—18.

The bill,

H. 660. To relieve Benjamin Sankey Porter a minor of Washington county, Alabama, of the disabilities of non-age,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Grant, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—19.

The bill,

H. 1022. To alter and define the boundary line between Shelby and St. Clair counties, in the State of Alabama,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Grant, Horton, Hurst, Jelks, Jenkins, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—19.

The bill,

S. 292. To declare Sipsey and Mulberry rivers navigable streams within certain limits and to prohibit the obstruction of the same,

Was read a third time and passed. Yeas, 19; nays 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Grant, Horton, Hurst, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—19.

The bill,

H. 552. To change the names of Madison Gustavus Burk and his wife, Rosa Bell Burk, to Madison Gustavus Foster and Rosa Bell Foster,

Was read a third time and passed. Yeas. 18; nays, 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Grant, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason, Windham—18.

ADJOURNMENT.

At 10:30 o'clock p. m., on motion of Mr. Moore, the Senate adjourned until Monday morning at 11 o'clock.

THIRTY-EIGHTH DAY.

Monday February 6th, 1899.

The Senate met pursuant to adjournment.

Prayer by Rev. Mr. Elliot, of the city.

Present:

Messrs. President, Brooks, Brown, Buchanan, Caf-

fee, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason, Thompson, Windham—23.

JOURNAL.

On motion of Mr. Moore, the reading of the Journal was dispensed with, and the same was approved.

LEAVES OF ABSENCE.

Leaves of absence were granted to Messrs. Wiley, Nunnellee and Sowell of Limestone, indefinitely, and to Mr. Horton for today and tomorrow, and to Mr. Thompson for today.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill, and has ordered the same sent forthwith to the Senate without engrossment:

H. 996. To relieve Joseph Lambert, as tax collector of Wilcox county, Alabama, by refunding to him the money lost by him, as said tax collector by the failure of the Commercial Bank of Selma, Alabama, and by him paid into the treasury of the State of Alabama, and into the treasury of Wilcox county, Alabama.

And, has originated and passed the following bill:

H. 790. To allow the presiding judge of the circuit court of the county of Marion to order the jury box in said county to be refilled when in his opinion the box has become illegal or irregular.

H. 973. To provide for the better maintenance of the public schools in Walker county, Alabama.

H. 1170. To establish a separate school district in St. Clair county, to be called Edon School district.

H. 1012. To prevent hogs from running at large in Jefferson county, Alabama.

H. 935. To amend the revenue laws of the State of Alabama.

H. 729. To establish a separate school district in Barbour county, Alabama, to be known as the Lindsey school district.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 996, 935, to Finance and Taxation.

H. 790, to Penitentiary.

H. 973, 1012, to Local Legislation.

H. 1170, 729, to Education.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Rather—

S. 445. To authorize Lawrence county, to build macadamized and turn-pike roads and to issue bonds of the county to aid in the construction thereof.

Commerce and Common Carriers.

By Mr. McCain (by request)—

S. 446. To amend section four of an act approved December 18th, 1894, and to increase the jurisdiction of the mayor and aldermen of the town of Goodwater, Coosa county, this State, and to amend section 31 of the above act by striking out the word Marshall where it appears in said section.

Corporations.

Also, by request—

S. 447. To establish, maintain and regulate a dispensary in the City of Ashville, St. Clair county, Ala-

bama, for the sale of spirituous, vinous or malt liquors,, wines, ciders or other intoxicating liquors and for other purposes connected therewith.

Temperance.

Also, by request—

S. 448. To provide for the holding a term of the circuit court of the fifth judicial circuit at Goodwater, in Coosa county, and to regulate the holding of the same.

Local Legislation.

By Mr. Sowell, of Walker—

S. 449. To amend section 1 of an act entitled "An act to create a separate school district in the town of Oakman, Alabama, to define the boundaries thereof and provide for the maintenance thereof," approved December 3d, 1896.

Local Legislation.

By Mr. Moore—

S. 450. To incorporate the Birmingham Southern Railroad company.

Corporations.

By Mr. Wiley—

S. 451. To incorporate the town of Pickett Springs, in the county of Montgomery.

Corporations.

Also—

S. 452. To authorize incorporated cities, towns and land companies to condemn lands for streets, alleys, highways and parks therein and near thereto.

Judiciary.

By Mr. Deans, of Shelby—

S. 453. To incorporate the Elmore county Deposit and Trust company.

Corporations.

By Mr. Rather—

S. 454. For the protection of physicians in Lawrence county.

Judiciary.

By Mr. Sowell, of Walker—

S. 455. To amend section 1 of an act entitled "An act to authorize the intendant and councilmen in the town of Oakman, Walker county, Alabama, to issue bonds of said town for an amount not exceeding five thousand dollars (\$5,000) for the purpose of building, equipping, furnishing and procuring suitable school buildings for the use of the residents of said town," approved December 8th, 1898.

Local Legislation.

By Mr. Deans, of Shelby—

S. 456. To provide for the regulation of telegraph rates in Alabama.

Corporations.

By Mr. Sowell, of Limestone—

S. 457. To relieve Emmett Colley Peebles from the disabilities of non-age.

Privileges and Elections.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time as follows:

By Mr. Brown, from Revision of Laws, favorably—

S. 322. To amend section 3443 of the Code of 1896.

Also—

S. 323. To regulate homestead exemptions in cases where the homestead is levied on by execution or other process from a justice of the peace court.

Also—

S. 436. To provide and establish stock law for Cullman county.

Also (with amendment)—

H. 147. To prevent the cutting and felling of trees into the water courses of Blount county.

Also, favorably—

H. 701. To relieve Kate Heard, wife of W. H. Heard, of Tallapoosa county, Alabama, of the disabilities of non-age.

Also—

H. 917. To prescribe the duty of tax collector in collecting taxes in Pike county, and to repeal sections 4003, 4004, 4005 and 4007 of the Code, as to Pike county.

Also—

H. 937. To relieve Jannie May Gamble, of Coosa county, of the disabilities of non-age.

By Mr. Jelks, from Commerce and Common Carriers, favorably—

H. 714. To repeal an act to incorporate the Phoenix City Railway company, define its rights, privileges, powers and franchises, approved December 19th, 1894.

Also—

H. 1142. To fix the rate of tolls to be charged by the Southern Railway company, on the road bridge crossing the Tennessee river between Colbert and Lauderdale counties, and known as the Florence bridge and to repeal the act of the Legislature, approved February 9th, 1895, entitled "An act to fix the maximum of tolls to be charged by the owners, lessees or operators of the road bridge crossing the Tennessee river between the counties of Colbert and Lauderdale, and known as the Florence bridge, and to fix the penalty for demanding or receiving a higher rate of toll."

By Mr. Grant, from Temperance, favorably—

H. 416. To establish and maintain, regulate and make efficient a dispensary in the City of Troy, Pike county.

By Mr. Grant, from a Select Committee, favorably, with amendments—

H. 1101. For the relief of needy Confederate soldiers sailors, resident citizens of Alabama, and their widows.

By Mr. Jenkins, from Education, favorably—

S. 440. To establish the Pilgrim school district, in Shelby county.

Also—

S. 426. To incorporate Brierfield Normal Institute, Brierfield, Alabama.

Also, (with amendment)—

H. 31. To establish Loachapoka school district in Lee county, Alabama.

Also, favorably—

H. 154. To create a separate school district in Cherokee county, and to define the boundaries thereof.

Also—

H. 252. To create a separate school district in Marion county, Alabama, to be known as the Barnesville school district.

Also—

H. 278. To establish a county school book board to select a uniform series of text books for use in the public schools in Tallapoosa county, and to provide a penalty for the violation of the provisions of this act by any member of the school board.

Also—

H. 409. To increase the revenue of the public schools of the county of Chilton.

Also—

H. 436. To establish a separate school district in Madison county, Alabama, to be known as the New-market school district and to fix the boundaries thereof.

Also—

H. 465. To create a separate school district in DeKalb county, Alabama, to be known as the Loveless school district.

Also—

H. 814. To amend an act, approved 22d day of February, 1887, making township 17, R. 6, E. Perry county, Alabama, a separate school district.

Also—

H. 842. To establish a separate school district to be known as the Bethel school district, composed of a portion of Colbert, Lawrence and Franklin counties, Alabama.

Also—

H. 843. To establish a separate school district to

be known as the Spring Valley school district, in Colbert county.

Also—

H. 898. To procure for the children of Madison county more efficient public instruction.

By Mr. Lyons, from Municipal and County Organizations, favorably—

H. 844. To make South Florence beat in the county of Colbert, a part of Sheffield beat of said county, and to provide for the retention of their offices during the present term of the beat officers of said South Florence beat.

Also—

H. 1029. To amend sections 12 and 15 of an act entitled "An act to provide a new charter for the City of Tuscumbia," approved February 28th, 1887.

Also—

H. 1032. To amend section 3 of an act entitled "An act to amend sections 5, 9 and 10 of an act entitled "An act to provide a new charter for the City of Tuscumbia," approved February 28th, 1887.

By Mr. Moore, from Corporations, favorably—

H. 1140. To incorporate Alabama Trust and Guarantee company.

BILLS ON THIRD READING.

The bill,

S. 384. To amend an act to establish a board of revenue for Barbour county, approved February 18th, 1895,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason, Windham—20.

The bill,

H. 967. For the relief of I. B. Slaughter, late sheriff of Monroe county,

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brown, Grant, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason, Windham—17.

The bill

H. 1034. To prevent the running at large of stock in precinct No. 9, and certain other portions of Shelby county, Alabama.

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason, Windham—18.

The bill,

S. 407. To detach Cullman county from the eighth, and attach it to the tenth judicial circuit, and to fix the time of holding court in said county.

Mr. Brown offered an amendment, as follows: Amend section two, by striking out the words "third Mondays in January and August" and insert in lieu thereof the words "last Monday in January and August," which was adopted, and the bill, as amended, was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Deans of Shelby, Deans of Covington, Grant, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Sowell of Walker, Thompson—17.

The bill,

H. 681. To change the names of Ed. L. Ford and Emma L. Ford, husband and wife, to Ed. L. Woodruff and Emma L. Woodruff,

Was read a third time and passed. Yeas, 17; nays 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moore, Rather, Sowell of Walker, Thomason, Windham—17.

The bill,

H. 1007. To require all purchases of supplies of every kind for Morgan county, and of all courts thereof, and for the jail or inmates thereof, to be made by or authorized by the court of county commissioners of said county,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, **Moody**, Moore, Pulley, Rather, Sowell of Walker, Thomason—18.

The bill,

S. 432. To change and extend the corporate limits of Pratt City, so as to include the tract known as East Highlands,

Was read a third time and passed. Yeas, 18; nays 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deans of Covington, Grant, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, **Moody**, Pulley, Rather, Sowell of Walker, Thomason, Windham—18.

The bill,

S. 377. To authorize the mayor and councilmen of Evergreen to issue bonds of said town for an amount not exceeding twenty-five thousand dollars (\$25,000), for the purpose of putting in a system of water works electric or gas lights, and making other permanent improvements in said town.

Was taken up.

The amendment offered by the committee was adopted,

And the bill, as amended, was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Rather, Sowell of Walker, Thomason, Windham—17.

The bill,

H. 619. For the relief of John A. Bradford, of Marengo county,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Pulley, Rather, Sowell of Walker, Thomason, Windham—19.

The bill,

H. 318. To establish a separate school district to be known as the Collins Chapel school district, in Chilton county, Alabama.

Mr. Deans of Shelby, offered an amendment, which was adopted,

And the bill, as amended, was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Deans of Shelby, Deans of Covington, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Sowell of Walker, Thomason, Windham—20.

The bill,

H. 236. To prevent stock from running at large in the several beats or parts of beats in Etowah county, to authorize elections thereon, and to provide for the building and maintaining fences and gates
Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Deans

of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason, Windham—20.

The bill,

H. 490. To relieve Hulit Davis of Montgomery, of the disabilities of non-age,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason, Windham—21.

The bill,

H. 491. To relieve Willie Lee Davis of Montgomery county, of the disabilities of non-age,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Sowell of Walker, Thomason, Windham—20.

The bill,

H. 589. To remove the disabilities of non-age of Ernest M. Adams, a minor under eighteen years,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason, Windham—21.

The bill,

H. 777. To validate the grants, rights, privileges and franchises granted to railroads by the City of Mobile and its predecessors,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason, Windham—21.

The bill,

H. 788. To establish and maintain a uniform series of text books, to be taught in the public schools of Marion county, Alabama, and provide for a board to select the same,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brooks; Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason, Windham—21.

The bill,

S. 409. To amend section 8 of an act entitled "An act to constitute the City of Anniston, a separate school district, and to provide a Board of Education therefor," approved January 28th, 1891.

Was read a third time and passed Yeas, 21; nays 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason, Windham—21.

The bill,

S. 232. To constitute the town of North Port and certain contiguous territory a separate school district, and to provide for the maintenance and management of the public schools in said school district,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason—20.

The bill,

H. 668. To provide the ways and means to establish, open, improve, work and keep in good condition the public roads in Perry county, Alabama,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason—20.

The bill,

H. 910. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors in beat No. 9, Morgan county, Alabama,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason—20.

The bill,

H. 763. To better provide for the establishment and working of the public roads in Limestone county,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason, Windham—21.

The bill,

S. 416. To amend section 908 of the Code of 1896, and to fix the time of holding the circuit court in the tenth circuit of Alabama, composed of the counties of Winston, Walker and Jefferson,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Caffee, Deans of Shelby, Deens of Covington, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—22.

The bill,

H. 762. To prohibit the manufacture, sale or giving away of spirituous, vinous or malt liquors, within three miles of Pleasant Point public school house situated in Union district, Limestone county,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason, Windham—22.

The bill,

S. 391. To prohibit the sale, giving away or disposing of spirituous, vinous or malt liquors, or any intoxicating bitters, or beverages within five miles of Center Springs Methodist Episcopal church, south, in Pickens county, Alabama.

Was taken up.

An amendment offered by Mr. Windham, was adopted.

And the bill, as amended, was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Jelks, Jenkins,

Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason, Windham—22.

The bill,

H. 978. For the preservation of game animals and birds, in Pike county,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Caffee, Case, Deans of Sheldy, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason, Windham—22.

The bill,

H. 424. To authorize the mayor and council of the town of Greenville, to negotiate a loan for the purpose of establishing a system of electric lights in the town of Greenville, and to issue bonds for the payment of said loan,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason, Windham—22.

The bill,

H. 499. To amend an act to provide for the more efficient assessment and collection of taxes in the State of Alabama, approved February 3d, 1897.

Was taken up.

Mr. Meador moved to make the bill a continuing

SPECIAL ORDER

for Wednesday, February 8th, 1899, immediately after disposition of the Educational bill, which is set for special order on that day.

Which was carried, and on motion of Mr. Moore, 100 copies of said bill were ordered printed.

RECOMMITMENT OF BILL.

Mr. Pulley called up the bill,

H. 249. To repeal an act entitled "An act to regulate the number of bailiffs in attendance at each term of the circuit court of Madison county.

And moved to recommit the same to the committee on Local Legislation, which was adopted.

The bill,

H. 734. To authorize the mayor and councilmen, of the town of Georgiana, Alabama, to issue bonds and negotiate a loan for the purpose of liquidating the indebtedness of said town,

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Thomason, Windham—21.

H. 470. To prevent unauthorized persons from giving signals to railroad trains or engines.

Was taken up and

Pending its consideration

RECESS.

On motion of Mr. Meador at 1:05 o'clock, the Senate took a recess until this afternoon at 3:30 o'clock.

AFTERNOON SESSION.

The Senate met pursuant to adjournment.

A quorum was present.

UNFINISHED BUSINESS.

The Senate resumed consideration of,

H. 470. To prevent unauthorized persons from giv-

ing signals to railroad trains or engines.

Mr. Sowell of Walker, offered an amendmnet, which was adopted,

And the bill, as amended, was read a third time and passed. Yeas, 19; nays ,0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Pulley, Rather, Sowell of Walker, Thomason, Windham—19.

S. 396. To authorize the board of mayor and aldermen of Birmingham, to assess the costs of improvements heretofore made upon the streets, avenues and alleys of said city, against the attingent property and to provide for the collection therefor,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Pulley, Rather, Sowell of Walker, Thomason, Windham—18.

H. 747. To incorporate the town of Warrior, Jefferson county, Alabama,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Pulley, Rather, Sowell of Walker, Thomason, Windham—18.

S. 359. To establish a separate school district, to be known as the Remlap school district, in Blount county, Alabama,

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Pulley, Rather, Sowell of Walker, Thomason—17.

S. 393. To vacate and abolish certain parts of Highland, Vine and North Boundary streets in the town of Montevallo, and to invest the title to such vacated parts of said streets in the Board of Trustees of Alabama Industrial school for white girls,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Pulley, Rather, Sowell of Walker, Thomason—18.

H. 1137. To amend an act entitled "An act to provide for the more efficient working of the public roads in Wilcox county, and for the appointment of road supervisors in the several precincts therein," approved December 9th, 1898,

Was read a third time and passed. Yeas, 18, nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Pulley, Rather, Sowell of Walker, Thomason—18.

S. 427. To incorporate the Baldwin Immigration company,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—19.

S. 417. To incorporate the Mobile Railway and Dock company,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Jenkins, Lee, Lyons, Matthews,

McCain, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—19.

H. 697. To regulate the fees of bonded constables in the counties of Conecuh, Butler, Pike, Henry and Russell, Alabama,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—19.

S. 356. To amend the act of the Legislature of Alabama, which was approved February the 22d, 1883, entitled "An act to incorporate the Scottsville Manufacturing company, and to allow said company to construct railways and trainway, to connect with others and to change the name of said corporation and to enlarge its powers,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—19.

The bill,

H. 469. To improve the system of working of the public roads and repairing the bridges of Jefferson county, was taken up.

The substitute, with the following caption, offered by the committee, was adopted:

To provide for the creation of the office of chief supervisor of public roads and bridges of Jefferson county; to define the powers and duties thereof, the manner of appointment; and to improve the system of making and constructing said roads and bridges.

And the bill, as amended, was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans

of Shelby, Grant, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—19.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 986. To establish a board of revenue for Jefferson county, and for the abolishment of the court of county commissioners of said county.

And has passed the Senate bill:

S. 244. To amend section 1164 of the Code.

And has originated and passed the following bills, and ordered the same sent forthwith to the Senate without engrossment.

H. 564. To incorporate the Jamesville Stock Law district, for the purpose of preventing stock from running at large in said district, in Bibb county, Alabama.

H. 959. To regulate the granting of license to sell spirituous or vinous liquors in Andalusia beat, Covington county.

H. 954. Donating a section of land to Emma Johnson, widow, formerly Emma Sansom, in consideration of public services.

MASSEY WILSON,

Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 986, 564, to Local Legislation.

H. 959, to Temperance.

H. 954. to Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended, has passed,

S. 326. To provide for the permanent location of the county site of Shelby county, Alabama, by a vote of the qualified electors of said county.

MASSEY WILSON,

Clerk.

HOUSE MESSAGE.

The Senate concurred in House amendment to the Senate bill No. 326, the title of which is set out in the foregoing House message. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—19.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason from the Committee on Enrolled Bills, reported the following bills as having been correctly enrolled:

S. 290. To amend sections six (6) and twenty-five (25) of an act approved February 18th, 1895, entitled "An act to establish a city court for the county of Talladega," approved February 23d, 1893.

S. 244. To amend section 1169 of the Code.

S. J. R. Relative to Francis C. Randolph of Montgomery.

SIGNING OF SENATE BILLS.

The President of the Senate in the presence of the Senate immediately after their titles had been publicly read by the Secretary, signed the Senate bills and the

Senate joint resolution, the titles of which are set out in the foregoing report of the Committee on Enrolled Bills.

BILLS ON THIRD READING.

The bill,

H. 112. To confer additional jurisdiction upon the county court of Lowndes county, and to regulate the proceedings therein,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas :

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—20.

The bill,

S. 412. To better provide for the working the public roads of Bibb county, Alabama,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas :

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—19.

The bill,

H. 240. To provide for the construction of additional buildings for the Industrial school for white girls at Montevallo,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas :

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—20.

The bill,

S. 305. To establish Fisk school district in Madison county, Alabama,

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—21.

The bill,

S. 438. To require the commissioners' court of Madison county, Alabama, to publish semi-annual statement of receipts and expenditures,

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Deans of Covington, Grant, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—21.

The bill,

H. 919. To amend an act entitled "An act to incorporate the town of Northport, in so far as the same relates to the time of holding the elections in and for said town,

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—21.

The bill,

S. 435. To amend an act entitled "An act to establish the Tuscaloosa county law and equity court," ap-

proved December 9th, 1896, by amending sections 5, 6, 9 and 28 and by adding sections 34 and 35.

Was taken up.

An amendment offered by Mr. Moody, to insert the figure "8" between the figures "9" and "6" in the title of the bill and inserting a new section, numbered section eight after section six of the bill, which was adopted,

And the bill, as amended, was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—21.

The bill,

H. 2. To provide for the registration and lien of judgments for the payment of money in the courts of justice of the peace, in the counties of Baldwin, Coosa, Talladega and Henry.

The following amendment offered by the committee was adopted:

"Amend caption and body of the bill, so as to include the county of DeKalb."

And the bill, as amended, was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—21.

The bill,

H. 795. To amend an act entitled "An act to regulate the issuance of license to sell vinous, spirituous or malt liquors in Morgan county," approved February 3d, 1883,

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans

of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—21.

The bill,

H. 1127. To amend sub-division one of section nine (9) of an act entitled "An act to confirm the incorporation of the town of New Decatur, in the county of Morgan, and to enlarge and define the corporate powers of said town,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—21.

The bill,

H. 1048. To prohibit the sale, giving away or otherwise disposing of any spirituous, vinous or malt liquors, within six miles of Tabernacle, Andrew chapel and Forest M. E. church, in Pickens county, Alabama,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—20.

The bill,

S. 423. To prevent stock from running at large in certain portions of Walker county,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Lee, Lyons, Matthews, McCain,

Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—20.

The bill,

H. 760. To provide and establish a stock law for Lamar and Fayette counties,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—19.

The bill,

H. 865. To authorize the intendant and councilmen of the town of LaFayette to issue bonds of the said town for an amount not exceeding twenty thousand dollars, for the purpose of putting in a system of water-works and electric lights in said town,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—19.

The bill,

S. 392. To incorporate the town of Gordo, in the county of Pickens and State of Alabama, and to regulate the municipal affairs of said town of Gordo, and to enforce its police powers,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Deans of Covington, Grant, Hurst, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—20.

H. 406. For the relief of Mrs. Alice B. Patton, of Sumter county,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Deens of Covington, Grant, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—21.

The bill,

H. 412. To make the wrongful failure of the husband to make reasonable provision for the support of his family a cause of divorce in favor of the wife.

Was taken up.

Mr. Meador moved to indefinitely postpone the further consideration of the bill.

Mr. Buchanan moved to lay Mr. Meador's motion on the table, which was lost, a quorum not voting. Yeas, 6; nays, 8.

Yeas:

Messrs. Brown, Buchanan, Lee, Pulley, Rather, Thomason—6.

Nays:

Messrs. Grant, Hurst, McCain, Meador, Moody, Sowell of Limestone, Sowell of Walker, Windham—8.

Pending the further consideration of the bill,

ADJOURNMENT.

On motion of Mr. Pulley, at 5:20 o'clock the Senate adjourned until tomorrow morning at 10:30 o'clock.

THIRTY-NINTH DAY.

Tuesday, February 7, 1899.

Prayer by Rev. Mr. Rush, of the city.

Present:

Messrs. President, Brooks, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hall, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—26.

JOURNAL.

On motion of Mr. Brown, the reading of the Journal of yesterday was dispensed with, and it was approved.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Thomason—

S. 458. To amend paragraph three (3), of section 2436 of the Code.

Public Health.

Also—

S. 459. To amend section 2406 of the Code of Alabama.

Public Health.

By Mr. Moore—

S. 460. To amend Section 4630 of the Criminal Code of Alabama, so far as the same relates to Beats Nos. 1, 10 and 11, Bibb county, Alabama.

Corporations.

By Mr. Hall—

S. 461. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters or beverages within six miles of the North East Alabama Agricultural School and Experiment Station, located in Albertville, Marshall county, Alabama.

Temperance.

By Mr. Deans of Shelby—

S. 462. To authorize the county of Elmore to issue and sell bonds of said county to an amount not exceeding fifty thousand dollars, for the purpose of building bridges and to purchase the iron bridge across Coosa river, at Wetumpka, in said county.

Judiciary.

Also—

S. 463. To empower the Wetumpka Bridge company to sell to Elmore county, and to empower the county of Elmore to purchase the bridge of said Wetumpka Bridge company across the Coosa river at Wetumpka, together with its rights-of-way and appurtenances, to be held and used as a toll bridge for the period of twelve months from the passage of this act, and then to be used as a free public bridge.

Judiciary.

By Mr. Hall—

S. 464. To authorize Marshall county, to build macadamized or turn-pike roads, to build bridges, establish ferries, and to issue bonds of the county, to aid in the construction thereof.

Commerce and Common Carriers.

By Mr. Lee, by request—

S. 465. To authorize the Court of County Commissioners of Conecuh county, to issue bonds for the purpose of erecting a new court house and repair jail of said county at Evergreen, Alabama, and to levy a tax to liquidate the debt to accrue thereby.

Local Legislation.

By Mr. Hurst, by request—

S. 466. To authorize the board of county commissioners of Etowah county to build macadamized or turn-pike roads, and to issue bonds of the county to aid in the construction thereof.

Local Legislation.

By Mr. Thomason—

S. 467. For the relief of Floyd Germany and H. T. Estis, disabled Confederate soldiers.

Privileges and Elections.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate amendment to the following House bills:

H. 1079. To amend sections six, eight and nine of an act entitled "An act to authorize Jackson county, to build macadamized roads and to build bridges and to issue bonds of the county to aid in the construction and building thereof," approved December the 7th, 1898.

H. 30. To regulate so-called primary elections of recognized political parties, in the State of Alabama.

H. 997. For the relief of J. Z. Hendly, tax-collector of Henry county, Alabama, with amendment.

And the House has amended as therein shown, and, as amended, has passed the following Senate bill:

S. 187. To amend sections 3525 and 3532 of the Code of Alabama.

And the House has passed the following Senate bills.

S. 222. To authorize the Southern Railway company to discontinue the use of that part of its railroad west of the town of York, in Alabama, in the direction of Lauderdale station, in Mississippi.

S. 289. To amend the stock law of Clay county, so far as the same refers to precinct No. 1.

S. 330. To provide for opening new roads in Barbour county, improving those now open and for keeping the same in good condition.

S. 347. To authorize the court of county commissioners of Chambers county to issue and sell bonds of said county to an amount not exceeding thirty thousand dollars, for the purpose of building a new court house for said county, and furnishing the same; and to provide for the payment of said bonds.

S. 374. And the House has concurred in the Sen-

ate joint resolution, requesting the House to return to the Senate, Senate bill No. 374.

And has originated and passed the following bills and ordered them sent to the Senate without engrossment.

H. 845. To authorize the city of Sheffield, Alabama, to issue bonds of said city to an amount not exceeding one hundred and twenty-five thousand dollars, for the purpose of paying or funding the bonded indebtedness of said city, and completing the public school building and City Hall of said city.

H. 846. To authorize the City of Sheffield, Alabama, to grant exemption from municipal taxes to manufacturing establishments operating in said city.

H. 1024. To repeal an act entitled "An act to prohibit book-making or pool-selling on horse racing and other forms of gambling," approved February 5th, 1897, so far as it relates to Montgomery county.

MASSEY WILSON,

Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 845, 846, to Finance and Taxation.

H. 1024, to Judiciary.

The Senate concurred in the House amendment to the Senate bill.

S. 187. To amend sections 3525 and 3532 of the Code of Alabama. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Thompson, Windham—22.

RECONSIDERATION OF VOTE.

The House having returned to the Senate the bill,
S. 374. For the relief of Lehman Durr company.

Mr. Sowell, of Walker, called up his motion to reconsider the vote by which the Senate passed the said bill.

The motion was carried.

And the vote by which the bill was ordered to a third reading was also reconsidered.

On motion of Mr. Sowell, of Walker, the bill was recommitted to the committee on Finance and Taxation.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Brown, from Revision of Laws, favorably—

S. 411. To declare Henry D. Lewis, a liner between the counties of Lowndes and Dallas a citizen of Lowndes county.

Also—

S. 422. To authorize attorneys at law performing only ministerial duties in any of the courts of Madison county, to practice law in said courts.

Also—

H. 164. To legalize the registration of deeds of conveyance which have been filled and recorded in the office of the judge of probate of the proper county in this State before the passage of this act, but not within the time required by law, or which may be so filled and recorded within twelve months after the passage of this act.

Also—

H. 584. To amend Section 5049 of the Criminal Code so far as the same applies to Sumter county.

By Mr. Meador, from Finance and Taxation, favorably with a substitute—

S. 312. To amend section six of an act to consoliolate

and adjust the bonded debt of the State of Alabama, approved February 18th, 1895.

Also, favorably—

S. 376. To repeal an act entitled "An act to authorize the mayor and council of the town of Decatur to negotiate a loan for the purpose of constructing sewers and making other permanent public improvement in said town, and to issue bonds for the payment of said loan," approved February 28th, 1899.

Also—

S. 429. To authorize the court of county commissioners of Coffee county, to issue bonds of said county to an amount not exceeding twenty-five thousand dollars for the purpose of taking up, cancelling and retiring the present outstanding indebtedness of said county.

Also—

S. 437. To authorize and empower the town council of the town of Tuskegee to establish and maintain public schools in said town and to ratify and confirm the purchase of buildings and lands already made by said town council for said purpose.

Also—

H. 375. To regulate the granting of license in Pike county to sell vinous, spirituous or malt liquors.

Also—

H. 659. For the relief of J. R. Herring of Louisville, Barbour county, and to refund to him the sum of seventy-two dollars and ninety cents, a part of the amount paid by him for license to retail liquors, which license was afterwards revoked.

Also—

H. 924. To define the duties of the tax assessor for Tuscaloosa county as to the description of lands required to be entered on tax book.

Also—

H. 1106. For the relief of Charles E. Wilkins, late treasurer of Baldwin county, Alabama.

Also—

H. 1063. To prescribe the duties and fix the compensation of the coroner of Jefferson county, Alabama, and to provide for the payment of same.

Also, favorably (with amendment)—

H. 1174. To regulate the fees of constable of beat 7, Tallapoosa county.

By Mr. Matthews, from Penitentiary, favorably—

H. 790. To allow the presiding judge of the circuit court of the county of Marion to order the jury box in said county to be refilled when in his opinion the box has become illegal or irregular.

By Mr. Sowell, from Local Legislation, favorably—

S. 448. To provide for the holding a term of the Circuit Court of the Fifth Judicial Circuit at Goodwater, in Coosa county, and to regulate the holding of same.

Also—

S. 449. To amend section 1 of an act entitled "An Act to create a separate school district in the town of Oakman, Alabama, to define the boundaries thereof and provide for the maintenance thereof," approved December 3d, 1896.

Also—

S. 455. To amend section 1 of an act entitled "An act to authorize the intendent and councilmen in the town of Oakman, Walker county, Alabama, to issue bonds of said town for an amount not exceeding five thousand (5,000) dollars, for the purpose of building, equipping, furnishing and procuring suitable school buildings for the use of the residents of said town," approved December 8th, 1898.

Also, (with amendment)—

H. 564. To incorporate the Jamesville Stock Law District for the purpose of preventing stock from running at large in said district, situated in Bibb county, Alabama.

Also, favorably—

H. 973. To provide for the better maintenance of the public schools in Walker county, Alabama.

Also—

H. 1012. To prevent hogs from running at large in Jefferson county, Alabama.

By Mr. Rather, from Commerce and Common Carriers, favorably—

S. 445. To authorize Lawrence county to build macadamized or turn-pike roads and to issue bonds of the county to aid in the construction thereof.

By Mr. Moore, from Corporation, favorably—

S. 387. To amend an act entitled "An act to incorporate the Guarantee Trust and Surety company," approved February 11th, 1897, by conferring upon the corporation therein authorized additional powers, and to change provisions thereof in respect to meetings of stock holders.

Also—

S. 451. To incorporate the town of Pickett Springs, in the county of Montgomery.

Also—

S. 453. To incorporate the Elmore County Deposit and Trust company.

Also—

S. 446. To amend section 4 of an act approved December 18th, 1894, and to increase the jurisdiction of the mayor and aldermen of the town of Goodwater, Coosa county, this State, and to amend section 31 of the above act by striking out the word Marshall where it appears in said section.

Also—

S. 450. To incorporate the Birmingham Southern Railroad company.

By Mr. Sowell, of Limestone, from Privileges and Elections, favorably—

S. 457. To relieve Emmett Cooley Peebles from the disabilities of non-age.

By Mr. Moody, from Judiciary, favorably—

H. 665. To amend an act to incorporate the town of Cortland, in the county of Lawrence, approved December 16th, 1873.

By Mr. Moody, from Banking and Insurance, favorably, (with an amendment)—

S. 444. For the improvement of roads and bridges in Tuscaloosa county.

By Mr. Lyons, from Municipal and County Organizations, favorably, with a substitute—

S. 123. To amend section 15 of an act entitled "An Act to provide a charter for the City of Mobile," approved February 6th, 1897.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 870. To establish a separate school district in Chambers county.

H. 388. To incorporate the Jefferson Turkish Bath company.

H. 1053. To establish and maintain a school district known as the Shoal Creek District, in Lauderdale county, Alabama.

H. 1165. To authorize the mayor and council of the City of Decatur to issue bonds of said city to fund and retire the bonded and outstanding indebtedness of said city, and to provide for the payment thereof.

H. 732. To amend section 6 of an act entitled "An act for the protection of lands and plantations from depredation by stock in Bullock county," approved December 8th, 1880, approved February 11, 1883, approved February 13th, 1897.

H. 793. To prevent stock from running at large in parts of Sections 31 and 34 of Calhoun county, township 15, range 6.

H. 626. To establish a separate school district in Cherokee county, to be known as the Centre school district, and provide for the maintenance of the same.

H. 695. To authorize and require the Court of

County Commissioners of Crenshaw county to provide an office for the county solicitor in the court house of said county, and to prohibit the occupancy of any part of said court house by any person others than county officers, their clerks, deputies or employees.

H. 1116. To regulate the manner of making contracts by the mayor and council of the City of Cullman in behalf of the city.

H. 955. To protect the public roads where private individuals cut ditches across the road for the purpose of draining their farms.

H. 740. For the relief of L. M. Edwards, ex-County Superintendent of Education for Dale county, Alabama.

H. 1285. To authorize the town of Marion to levy and collect license taxes upon professions, occupations, vocations and business practiced, carried on, or engaged in within said town.

H. 514. To provide for the taxation of collateral inheritance in this State.

H. 728. To exclude and take from the Louisville and Mt. Zion School Districts, of Barbour county, Section nineteen (19), and the south half of Section eighteen (18), and the south half of Section seventeen (17), Township nine (9), Range twenty-five (25.)

H. 858. For the relief of the estate of Josiah Marbury, deceased, to allow a final settlement of same, and to change the venire of any proceedings concerning the said estate from Autauga county, Alabama, to Montgomery county, Alabama.

H. 591. To provide for holding Chancery Court in Washington county, Alabama.

H. 1241. To create a school district in Clarke county, known as Moncrief School District.

H. 1166. To repeal an act entitled "An act to authorize the mayor and council of the town of Decatur to negotiate a loan for the purpose of constructing sewers and making other permanent public improve-

ments in said town, and to issue bonds for the payment of said loan," approved February 28th, 1889.

H. 857. To relieve Clara V. Marbury of the disabilities of non-age.

H. 876. For the relief of M. H. Rolison, executor of the estate of C. F. McCorquodale, deceased, a resident of Clarke county, Alabama.

H. 543. To repeal an act entitled "An act to establish the Horn Ridge public school district in Dale and Coffee counties.

H. 1052. To repeal an act to require the county commissioners of Conecuh county to procure printed blank forms of certain conveyances and printed blank record books in conformity therewith for the use of and distribution by the probate judge of said county and to regulate the fees and recording the same.

H. 623. To fix and prescribe the necessary recommendation for obtaining a license to retail spirituous, vinous or malt liquors in Cleburne county, Alabama.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 870, 1053, 626, 728, 1241, to Education.

H. 388, to Corporations.

H. 1165, 1285, 1166, 876, to Finance and Taxation.

H. 732, 793, to Agriculture.

H. 695, 955, 740, 857, 1052, to Local Legislation.

H. 1116, 543, to Revision of Laws.

H. 514, 858, 591, to Judiciary.

H. 623, to Temperance.

BILLS ON THIRD READING.

By leave, Mr. Rather called up

H. 1101. For the relief of needy Confederate sol-

diers and sailors, resident citizens of Alabama, and their widows.

Was taken up.

The amendments reported by the committee were severally adopted, as follows:

Amend section 1, in the tenth line and 19th line; and in section 6, in line 9; and section 7, in line 12, by striking out the words "Three hundred" where they occur, and inserting in lieu thereof, the words "four hundred."

And amend section 18, in line 11, by striking out "return to auditor" and insert "shall be endorsed by the probate judge of the county in which said pensioner resides, collect the same, and the proceeds of same shall be devoted to payment of burial expenses of said pensioner."

The bill, as amended, was read a third time and passed. Yeas, 19; nays, 1.

Yeas:

Messrs. President, Brooks, Buchanan, Caffee, Grant, Hall, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Rather, Sowell of Limestone, Thomason, Thompson, Windham—19.

Mr. Deans of Shelby voted no—1.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason from the Committee on Enrolled Bills, reported as correctly enrolled the following bills:

S. 347. To authorize the court of county commissioners of Chambers county to issue and sell bonds of said county to an amount not exceeding thirty thousand dollars, for the purpose of building a new court house for said county, and furnishing the same; and to provide for the payment of said bonds.

S. 326. To provide for the permanant location of the county site of Shelby county, Alabama, by a vote of the qualified electors of said county.

S. 330. To provide for opening new roads in Bar-

bour county, improving those now open and for keeping the same in good condition.

S. 222. To authorize the Southern Railway to discontinue the use of that part of its railroad west of the town of York, in Alabama, in the direction of Lauderdale Station, in Mississippi.

S. 289. To amend the stock law of Clay county, so far as the same refers to precinct No. 1.

SENATE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read, by the secretary, signed the above Senate bills, the titles of which are set out in the foregoing report of the Committee on Enrolled Bills.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested:

H. 17. For the relief of W. S. Wilson, ex-sheriff of Franklin county, for the removal of prisoners from Lawrence and Jefferson counties to the County of Franklin.

H. 60. To alter and define the boundary line between Bibb and Shelby counties, in the State of Alabama.

H. 117. To regulate the payment of claims against the fine and forfeiture fund of Monroe county, Alabama.

H. 118. To amend an act entitled "An act to provide for the compensation of sheriffs of Mobile and Jefferson counties for *ex officio* services," approved February 15, 1897, so as to include the sheriff of the County of Montgomery.

H. 155. To amend Section 5425 of the Code of Alabama.

H. 161. To incorporate the town of Pinckard, in the County of Dale, and State of Alabama.

H. 199. For the protection of song birds, game fowls and game mammals, in the State of Alabama.

H. 321. To amend subdivisions two and three (3) of Section 3912 of the Code of Alabama.

H. 385. To fix and regulate the fees of justices of the peace and notaries public with justice jurisdiction, in so far as the same applies to Calhoun and Hale counties, Alabama.

H. 430. To further regulate and fix the fees of justices of the peace and notaries public, *ex officio* justices of the peace in criminal cases or proceedings in Greene county.

H. 596. To repeal an act entitled "An act to repeal Section 1 of an act entitled 'An act to provide for the making and maintaining a school district known as the Ashford School District, in Henry county, Alabama,'" approved February 18th, 1897.

H. 616. To constitute a board of jury commissioners for Crenshaw county.

H. 622. To create a new charter for the town of Heflin, in Cleburne county, Alabama.

H. 692. For the preservation of deer, turkeys and partridges in the County of Choctaw.

H. 693. To protect the fish in the Tennessee river, in Alabama, and its Alabama tributaries.

H. 730. To amend Section 3 of an act entitled "An act to establish a new charter for the town of Clayton, in Barbour county, Alabama," approved February 18, 1896.

H. 1073. To amend Section 1 of an act entitled "An act to prevent hogs, pigs, sheep and goats from running at large in certain portions of Colbert county, and to provide for establishing certain districts in said county in which said stock may be prevented from running at large."

H. 9. To create the City of Fruithurst, in Cleburne county, including all the territory within two (2)

miles of the school house situated within the corporate limits of said city, a separate school district.

H. 81. To incorporate the town of Enterprise, in Coffee county.

H. 587. To establish a charter for the town of Centre, in Cherokee county.

H. 987. To incorporate the Riderville, Centreville & Blocton Railroad Company.

H. 630. To establish, maintain and regulate a dispensary in the town of Columbia, Henry county, Alabama, for the sale of spirituous or vinous liquors, malt liquors, wines, cider or other intoxicating liquors, and to establish a board of directors for the purpose of better controlling and managing the sale of spirituous or vinous liquors, malt liquors, wines, ciders or other intoxicating liquors, and for other purposes.

H. 337. To allow and provide for the waiver of a special venire in capital felonies where the defendant, on arraignment, or at any time before a special venire is drawn, pleads guilty, and to regulate the practice in such cases.

H. 1131. To incorporate the "Tallapoosa Power Company."

H. 828. To relieve Sterling R. Coleman, Jot Elston Remson, J. Hugh Conley and Bessie Conley, of Talladega county, Alabama, minors, of the disabilities of non-age.

H. 837. To relieve Mary F. Maxwell of the disabilities of non-age.

H. 52. To provide for the election of the county superintendent of education of Montgomery county.

H. 88. For the relief of Read Fertilizer Company, of Charleston, S. C.

H. 660. To relieve Benjamin Sankey Porter, a minor of Washington county, Alabama, of the disabilities of non-age.

H. 731. To authorize and empower the probate court of Bullock county to appoint a guardian of the person and property of John P. West, a citizen of

Bullock county, but now an inmate of Alabama Bryce Insane Hospital.

H. 769. To authorize the Secretary of State to dispose of certain books in his possession.

H. 770. To dispose of a certain number of copies of the Code of Alabama of 1896, at two and a half dollars a copy.

H. 1050. To repeal an act entitled "An act to change the name of Big Bear creek to Bear river."

H. 552. To change the names of Madison Gustavus Burk and his wife, Rosa Bell Burk, to Madison Gustavus Foster and Rosa Bell Foster.

H. 1022. To alter and define the boundary line between Shelby and St. Clair counties, in the State of Alabama.

H. 1027. To prevent the running at large of stock in certain portions of Morgan county.

H. 483. To provide for the issue of a writ of *habeas corpus* in Wilcox county in the absence, sickness or inability of the probate judge of said county, for other cause to issue said writ, provided proof must first be made, either by the oath of the applicant or other sufficient evidence of the particular facts which justify the address of the petition to the register of chancery.

H. 30. To regulate so-called primary elections of recognized political parties in the State of Alabama.

H. 236. To prevent stock from running at large in the several beats or parts of beats in Etowah county, to authorize elections thereon, and to provide for the building and maintaining of fences and gates.

H. 240. To provide for the construction of additional buildings for the Industrial School for White Girls at Montevallo.

H. 406. For the relief of Mrs. Alice B. Patton, of Sumter county.

H. 424. To authorize the mayor and councilmen of the town of Greenville to negotiate a loan for the purpose of establishing a system of electric lights in the town of Greenville, and to issue bonds for the payment of said loan.

H. 490. To relieve Hulit Davis, of Montgomery county, of the disabilities of non-age.

H. 491. To relieve Willie Lee Davis, of Montgomery county, of the disabilities of non-age.

H. 589. To remove the disabilities of non-age of Ernest M. Adams, a minor under the age of eighteen years.

H. 619. For the relief of John A. Bradford, of Marengo county.

H. 697. To regulate the fees of bonded constables in the counties of Conecuh, Butler, Pike, Henry and Russell, Alabama.

H. 734. To authorize the mayor and councilmen of the town of Georgiana, Alabama, to issue bonds and negotiate a loan for the purpose of liquidating the indebtedness of the said town.

H. 760. To provide and establish a stock law for Lamar and Fayette counties.

H. 763. To better provide for the establishment and working of the public roads in Limestone county.

H. 788. To establish and maintain a uniform series of text-books to be taught in the public schools of Marion county, Alabama, and to provide for a board to select the same.

H. 795. To amend an act entitled "An act to regulate the issuance of license to sell vinous, spirituous or malt liquors in Morgan county," approved February 3, 1883.

H. 910. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors in beat No. 9, Morgan county, Alabama.

H. 919. To amend an act entitled "An act to incorporate the town of Northport," in so far as the same relates to the time of holding the elections in and for said town.

H. 1007. To require all purchases of supplies of every kind for Morgan county, and of all courts thereof, and for the jail or inmates thereof, to be made by or authorized by the court of county commissioners of said county.

H. 1034. To prevent the running at large of stock in precinct No. 9 and certain other portions of Shelby county, Alabama.

H. 1048. To prohibit the sale, giving away or otherwise disposing of any spirituous, vinous or malt liquors within six miles of Tabernacle, Andrew Chapel and Forest M. E. Churches, in Pickens county, Alabama.

H. 1127. To amend Subdivision One of Section Nine (9) of an Act entitled "An Act to confirm the incorporation of the town of New Decatur in the county of Morgan, and to enlarge and define the corporate powers of said town."

H. 865. To authorize the intendant and councilmen of the town of LaFayette to issue bonds of the said town for an amount not exceeding twenty thousand dollars, for the purpose of putting in a system of water works and electric lights in said town.

H. 777. To validate the grants, rights, privileges and franchises granted to railroads by the City of Mobile and its predecessors.

H. 861. To change the names of Ed. L. Ford and Emma L. Ford, husband and wife, to Ed. L. Woodruff and Emma L. Woodruff.

H. 967. For the relief of I. B. Slaughter, late sheriff of Monroe county.

H. 668. To provide the ways and means to establish, open, improve, work and keep in good condition the public roads in Perry county, Alabama.

H. 762. To prohibit the manufacture, sale or giving away of spirituous, vinous or malt liquors within three miles of Pleasant Point public school house, situated in Union district, Limestone county.

H. 747. To incorporate the town of Warrior, Jefferson county, Alabama.

H. 112. To confer additional jurisdiction upon the county court of Lowndes county, and to regulate the proceedings therein.

H. 1137. To amend an act entitled "An act to provide for the more efficient working of the public roads in Wilcox county, and for the appointment of road

supervisors in the several precincts therein," approved December 9th, 1898.

MASSEY WILSON,
Clerk.

HOUSE BILLS SIGNED.

The President of the Senate, in the presence of the the Senate, immediately after their titles had been publicly read by the Secretary, signed the above House bills; the titles of which are set out in the foregoing House message.

UNFINISHED BUSINESS.

The Senate proceeded to consider the unfinished business of yesterday, which was pending at the hour of adjournment, which was the bill,

H. 412. To make the wrongful failure of the husband to make reasonable provision for the support of his family a cause of divorce in favor of the wife.

The question pending being the motion made by Mr. Meador to indefinitely postpone the further consideration of the bill.

By unanimous consent, Mr. Meador withdrew the motion to indefinitely postpone the further consideration of the bill.

The bill was read a third time and lost. Yeas, 6; nays 18.

Yeas:

Messrs. Brown, Buchanan, Jenkins, Pulley, Rather, Thomason—6.

Nays:

Messrs. President, Brooks, Deans of Shelby, Grant, Hall, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Sowell of Limestone, Sowell of Walker, Thomason, Thompson, Wiley, Windham—18.

RECESS.

On motion of Mr. Matthews, at 1.10 o'clock p. m. the Senate took a recess until this afternoon at 3:30 o'clock.

AFTERNOON SESSION.

The Senate re-convened at 3:30 o'clock, and was called to order by the President.

A quorum was present.

LEAVE OF ABSENCE.

Leave of absence was granted to Mr. Brooks for the remainder of the week.

The Senate proceeded to consider

BILLS ON THIRD READING.

H. 714. To repeal an act to incorporate the Phoenix City Railway Company, define its rights, privileges, powers and franchises, approved December 19th, 1894,

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Deens of Covington, Grant, Hurst, Jelks, Jenkins, Matthews, McCain, Moore, Pulley, Rather, Sowell of Walker, Thomason, Thompson, Windham—17.

The bill,

H. 31. To establish Loachapoka School District, in Lee county, Alabama,

Was taken up.

The amendment reported by the committee, striking out Section 8 of the bill and re-numbering Section 9 as Section 8, was adopted.

And the bill, as amended, was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brown, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Matthews, McCain, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Thompson, Windham—17.

The bill,

H. 501. To give full power and authority to "The

North Alabama Conference of the Methodist Episcopal Church, South" to convey certain property real and personal, choses in action, franchises, rights and privileges to "The Annual Alabama Conference of the Methodist Episcopal Church, South,

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Hurst, Lee, Matthews, McCain, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason—17.

The bill,

H. 147. To prevent the cutting and felling of trees into the water courses of Blount county,

Was taken up.

The amendment reported by the committee, striking out the word "navigable," was adopted.

And the bill, as amended, was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brown, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Thompson—17.

The bill,

S. 440. To establish the Pilgrim school district, in Shelby county,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Thompson, Windham—18.

The bill,

H. 154. To create a separate school district in Cherokee county, and to define the boundaries thereof,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson—18.

The bill,

H. 516. To provide for the opening and cleaning out of drains, creeks, branches, ditches or water courses in Perry county,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson—19.

The bill,

H. 1142. To fix the rate of tolls to be charged by the Southern Railway Company on the road bridge crossing the Tennessee river between Colbert and Lauderdale counties, and known as the Florence bridge, and to repeal the Act of the Legislature, approved February 9th, 1895, entitled "An act to fix the maximum of tolls to be charged by the owners, lessees or operators of the road bridge crossing the Tennessee river between the counties of Colbert and Lauderdale, and known as the Florence bridge, and to fix the penalty for demanding or receiving a higher rate of toll,"

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson—20.

The bill,

H. 436. To establish a separate school district in Madison county, Alabama, to be known as the New-

market School District, and to fix the boundaries thereof,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley. Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson—20.

The bill,

H. 842. To establish a separate school district to be known as the Bethel School District, composed of a portion of Colbert, Lawrence and Franklin counties, Alabama,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—22.

The bill,

S. 439. To incorporate the Maryland-Alabama Deposit and Trust Company.

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley. Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—23.

The bill,

S. 260. To relieve George Campbell, Mary Campbell and Ella Campbell of the disabilities of minority,

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Mat-

thews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Lime-tone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—23.

And was ordered to be sent to the House without engrossment.

The bill,

H. 1140. To incorporate Alabama Trust and Guarantee Company,

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, **Moody**, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—23.

The bill,

S. 431. To provide for the manner of drawing jurors for the trial of impeachment proceedings against any member of the court of county commissioners, board of revenue, jury commission or other board charged by law with the duty of drawing petit jurors,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Hurst, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell Walker, Stevens, Thomason, Thompson, Windham—22.

And was ordered to be sent to the House without engrossment.

The bill,

H. 416. To establish and maintain, regulate and make efficient a dispensary in the City of Troy, Pike county,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shel-

by, Grant, Horton, Hurst, Lee, Lyons, Matthews, McCain, Meador, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—21.

The bill,

H. 409. To increase the revenue of the public schools of the County of Chilton,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hurst, Lee, Matthews, McCain, Meador, Moody, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—21.

The bill,

H. 252. To create a separate school district in Marion county, Alabama, to be known as the Barnesville school district,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Wiley, Windham—22.

The bill,

S. 358. To amend an act entitled "An act to amend the charter of the City of Uniontown, County of Perry, State of Alabama," approved February 16, 1885, and the acts amendatory thereof,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—22.

The bill

H. 278. To establish a county school book board to select a uniform series of text-books for use in the public schools in Tallapoosa county, and to provide a penalty for the violation of the provisions of this act by any member of the school book board.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hurst, Lee, Lyons, Matthews, McCain, Meador, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—20.

The bill,

H. 733. To relieve Nora Bennett, of Butler county, of the disabilities of non-age,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Hurst, Lee, Lyons, Matthews, McCain, Meador, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—21.

The bill,

H. 1029. To amend Sections 12 and 15 of an act entitled "An act to provide a new charter for the City of Tuscumbia," approved February 28th, 1887,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Hurst, Lee, Lyons, Matthews, McCain, Meador, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson—20.

The bill,

H. 701. To relieve Kate Heard, wife of W. H.

Heard, of Tallapoosa county, Alabama, of the disabilities of non-age,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Hurst, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson—21.

The bill

S. 322. To amend Section 3443 of the Code of 1896,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson—19.

The bill,

H. 937. To relieve Jannie May Gamble, of Coosa county, of the disabilities of non-age.

Was read a third time and passed. Yeas, 21, nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson—21.

The bill,

H. 520. To amend Section 1 of an act to provide for the registration and lien of judgment for the payment of money in the courts of justices of the peace in Lamar, Calhoun, Monroe, Barbour, Walker, Etowah, Macon, Fayette, Sumter, Tallapoosa, Chilton and Madison counties, in so far as the same affects the counties of Chilton and Macon,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson—22.

The bill,

H. 323. To make checks issued by persons, firms, manufacturers and corporations in the counties of Butler, Covington, Shelby, Cleburne, Clarke, Clay, Monroe, Choctaw, Baldwin, Cherokee, Calhoun, Chilton, Geneva, DeKalb, Etowah, Franklin, Winston, Conecuh and Blount redeemable either in merchandise or money, at the option of the holder,

Was taken up.

The amendment reported by the committee, striking out the counties of Shelby and Clay from the bill, was, on motion of Mr. Moore, amended by striking out all counties except the County of Butler.

The amendment was then adopted.

And the bill, as amended, was read the third time and passed. Yeas, 17; nays, 1.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hurst, Jenkins, Lee, Matthews, McCain, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Thompson—17.

Nays: Mr. Meador, 1.

The bill,

H. 1032. To amend Section 3 of an act entitled "An act to amend Sections 5, 9 and 10 of an act entitled 'An act to provide a new charter for the City of Tuscumbia,'" approved February 28, 1887,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hurst, Lee, Matthews, McCain, Meador,

Moody, Moore, Pulley, Rather, Sowell of Limestone,
Sowell of Walker, Stevens, Thomason, Thompson —19.

ADJOURNMENT.

At the hour of 5 o'clock p. m., on motion of Mr. Matthews, the Senate adjourned until tomorrow morning at 10.30 o'clock.

FORTIETH DAY.

Wednesday, February 8th, 1899.

The Senate met pursuant to adjournment.

Prayer by Rev. Mr. Ivey, of Bessemer.

Present:

Messrs. President; Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hall, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—26.

JOURNAL.

On motion of Mr. McCain, the reading of the journal of yesterday was dispensed with, and it was approved.

LEAVE OF ABSENCE.

Leave of absence was granted to Mr. Horton for today.

MESSAGE FROM THE GOVERNOR.

*February 8th, 1899.**Mr. President:*

I am directed by the Governor to communicate to the Senate a message in writing.

Respectfully,

H. B. MAY,
Rec. Secretary.

*February 7th, 1899.**Gentlemen of the General Assembly—*

I have the honor to transmit to you herewith a letter from Hon. Jno. T. Morgan, our senior Senator, expressing his grateful thanks for the honor bestowed upon him by you.

Nothing gives greater encouragement to a public official, engaged in the honest performance of his duty, than expressions of commendation coming from the people and their representatives.

Respectfully,

JOS. F. JOHNSTON,
Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Lyons, the message from the Governor and letter from Hon. Jno. T. Morgan, our senior Senator, were ordered spread on the journal of the Senate.

UNITED STATES SENATE.

*February 5th, 1899.**Hon. Joseph F. Johnston, Governor of Alabama:*

DEAR SIR—It gives me sincere pleasure to ack-

nowledge the receipt of a copy of the joint resolutions of the General Assembly of the State of Alabama, approved by Your Excellency on February first, 1899, expressing their approbation of my course in the Senate of the United States, touching particularly the effort to promote the construction of a ship canal through Nicaragua.

It is also very gratifying to me that this distinguished honor is communicated to me through your official notification as Governor of Alabama.

If it should be granted me to enjoy the happiness of living to see that great work completed, and to witness the impulse of a new life and of increased prosperity that it must bring to the people of Alabama, even such an event would not give me such proud satisfaction as I enjoy in receiving this proof of their approbation and confidence.

The bill that passed the Senate on 21st of January, by a vote of eight to one, it being the second bill that has received the sanction of the Senate, may be defeated in the House of Representatives, by delay. If this should occur, or if the canal measure is beaten in the House, there is no question that such a result will be due to the combined influence of the transcontinental railroads, including the Panama railroad and the Canadian Pacific.

All the trans-continental railroad companies are determined that no water way, not owned or controlled by them, shall be opened for ships through the Isthmus of Darien if they can prevent it.

Their purpose is to put their own rates of taxation upon all the vast commerce that shall pass across this hemisphere, between our eastern and western coasts, and between the Atlantic and Pacific oceans.

But the passage of the Senate bill has given such force to the movement to construct a canal under the control of the government of the United States, that the railroads and the other schemes for placing the inter-oceanic ship canal under the nominal control of private persons cannot now prevent it.

In this vital matter, the success of the Nicaragua canal is now established.

The President of the United States, true to his duty to the whole people, will use his power, legitimately, to execute their will, embodied in the principles of the Senate bill. Whatever may be the plan adopted for the construction of the ship canal along the valley of the San Juan river of Nicaragua and Costa Rica, delay may occur in consequence of the continued opposition which has so long obstructed this work of world-wide necessity, but there remains no doubt of its early inauguration.

I beg to express my congratulations to the General Assembly and people of Alabama on this accomplished progress, which cannot be altered either by the indifference of some or the opposition of others.

May I ask that you will communicate to the General Assembly of Alabama, in response to their resolutions, my grateful thanks for the great honor they have chosen to bestow upon me, which I accept with my cordial acknowledgment of the able and firm support and most valuable co-operation of my present colleague, Senator Pettus, and his predecessor—Senator Pugh.

With great respect and sincere regard,
JOHN T. MORGAN.

MESSAGE FROM THE HOUSE.

Mr. President:

The House concurred in the Senate amendment, by way of a substitute, to House bill,

H. 469. To improve the system of working the public roads and repairing the bridges of Jefferson county.

And the House has concurred in the Senate amendments to the following House bills:

H. 318. To establish a separate school district, to be known as the Collins Chapel School District, in Chilton county, Alabama.

H. 470. To prevent unauthorized persons from giving signals to railroad trains or engines.

H. 978. For the preservation of game animals and birds in Pike county.

H. 2. To provide for the registration and lien of judgments for the payment of money in the courts of justice of the peace in the counties of Baldwin, Coosa, Talladega and Henry.

And the House has passed the following Senate bills:

S. 225. To confirm and amend the incorporation of Central City Building & Loan Association of Selma, Alabama, and to give it additional powers and privileges.

S. 181. To provide a charter for the town of Fayette, in Fayette county, Alabama, and to ratify and confirm the incorporation of said town.

S. 259. To appoint a jury commission for the county of Cleburne, and to prescribe their duties.

S. 284. To regulate the fine and forfeiture fund of Walker county and to dispose of moneys arising from fines, forfeitures and convict labor.

S. 291. To regulate the sale of grape wine in beats 2 and 17, Walker county, Alabama.

S. 95. To repeal an act entitled "An act to amend Section 5028 of the Code (of 1876), so far as the same applies to Madison county, and to reduce fees of the register in chancery of said county," approved February 17th, 1885.

S. 339. To incorporate the Union Savings Bank and Trust Company.

S. 320. To regulate the fees of the sheriff and the clerk of the circuit court of Lawrence county for *ex officio* services.

S. 240. To authorize the judge of the city court of Montgomery to limit the time within which bill of exception may be prescribed in criminal cases in said court.

And the House has originated and passed the fol-

lowing bills, and ordered the same sent forthwith to the Senate without engrossment:

H. 1114. To create a new charter for the town of Greensboro, Hale county.

H. 1161. To incorporate the Greensboro Loan Company.

H. 1092. To fix the place of holding chancery court in Calhoun county.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 1114, 1161, to Agriculture.

H. 1092, to Revision of Laws.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Sowell, of Walker—

S. 468. To define the term of office of the superintendent of education of Walker county.

Education.

By Mr. Buchanan, by request—

S. 469. To establish the County Line school district in Dale and Geneva counties.

Education.

By Mr. Deans, of Shelby—

S. 470. To authorize the court of county commissioners of Shelby county to establish a depository for the public funds of said county.

Finance and Taxation.

By Mr. Pulley, by request—

S. 471. To provide for and fix a license tax on all

option contracts for the purchase of land or any interest therein.

Finance and Taxation.

By Mr. Thompson (with notice and proof)—

S. 472. To relieve Graham Edwyn Merchant and Everlynn Merchant of the disabilities of non-age.

Banking and Insurance.

By Mr. Thompson—

S. 473. To relieve James Smith Boyd, of Macon county, of the disabilities of non-age.

Banking and Insurance.

By Mr. Thomason—

S. 474. To amend Section 3260 of the Code of 1896.

Public Health.

By Mr. Jelks—

S. 475. To provide that all causes of action, both civil and criminal, within the jurisdiction of a circuit court, and arising in Beat No. 2 of Barbour county, shall be cognizable, heard and determined by the circuit court at Eufaula, in said county, and not elsewhere.

Local Legislation.

By Mr. Meador—

S. 476. To more effectually secure competent and well-qualified jurors for the county of Marengo.

Local Legislation.

By Mr. Lyons, by request—

S. 477. To authorize the commissioners' court of Sumter county to issue bonds for the improvement of certain public roads in said county.

Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested:

H. 2. To provide for the registration and lien of

judgments for the payment of money in the courts of justices of the peace in the counties of Baldwin, Coosa, Talladega Henry and DeKalb.

H. 252. To create a separate school district in Marion county, Alabama, to be known as the Barnesville school district.

H. 278. To establish a county school book board to select a uniform series of text books for use in the public schools, in Tallapoosa county, and to provide a penalty for the violation of the provisions of this act by any member of the school book board.

H. 409. To increase the revenue of the public schools of the county of Chilton.

H. 154. To create a separate school district in Cherokee county, and to define the boundaries thereof.

H. 416. To establish and maintain, regulate and make efficient a dispensary in the City of Troy, Pike county.

H. 436. To establish a separate school district in Madison county, Alabama, to be known as the New-market school district and to fix the boundaries thereof.

H. 470. To prevent unauthorized persons from giving signals to railroad trains or engines.

H. 520. To amend section 1 of an act to provide for the registration and lien of judgment for the payment of money in the courts of justices of the peace in Lamar, Calhoun, Monroe, Barbour, Walker, Etowah, Macon, Fayette, Sumter, Tallapoosa, Chilton and Madison counties, in so far as the same affects the counties of Chilton and Macon,

H. 501. To give full power and authority to "The North Alabama Conference of the Methodist Episcopal church, south," to convey certain property real and personal, choses in action, franchises, rights and privileges to "The Annual Alabama Conference of the Methodist Episcopal Church, South.

H. 714. To repeal an act to incorporate the Phoenix City Railway company, define its rights, privileges,

—Also—

H. 1167. To establish a separate school district in Randolph county.

By Mr. Nunnellee, from Printing, favorably—

S. 218. To forbid county officers from purchasing books and stationery without first obtaining consent of the Court of County Commissioners or Board of Public Revenue.

Also—

H. 175. To amend Section 4057 (576) of the Code of Alabama.

By Mr. Matthews, from Penitentiary, favorably, with amendment—

H. 1090. To provide for the lease of county convicts of Wilcox county.

By Mr. Moore, from Corporations, favorably—

H. 605. To change the corporate name of the district of Opelika.

Also—

H. 963. To incorporate the town of Hillsboro, in Lawrence county.

Also—

H. 1154. To provide a new charter for the City of Fort Payne, DeKalb county, Alabama.

By Mr. Sowell, of Walker, from Local Legislation, favorably, with amendment—

H. 247. To regulate the giving of bonds by County Commissioners of Madison county, Alabama.

By Mr. Brown, from Revision of Laws, favorably,

S. 424. To amend Section 1009 of the Civil Code, 1896.

By Mr. Matthews, from Penitentiary, favorably—

H. 926. To relieve Mat Clinton of the payment of fine and costs in case of State vs. George Banks, convicted in Tuskaloosa County Law and Equity Court.

By Mr. Lyons, from Municipal and County Organizations, favorably—

H. 577. To establish a new charter for the town of Thomasville, in Clarke county, Alabama.

bridge, and to fix the penalty for demanding or receiving higher rate of toll."

H. 469. To provide for the creation of the office of Chief Supervisor of public roads and bridges of Jefferson county; to define the powers and duties thereof, the manner of appointment; and to improve the system of making and constructing said roads and bridges.

H. 516. To provide for the opening and cleaning out of drains, creeks, branches, ditches or water courses in Perry county.

H. 701. To relieve Kate Heard, wife of W. H. Heard, of Tallapoosa county, Alabama, of the disabilities of non-age.

H. 733. To relieve Nora Bennett, of Butler county, of the disabilities of non-age.

MASSEY WILSON,
Clerk.

HOUSE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above House bills, the titles of which are set out in the foregoing House message.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Meador, from Finance and Taxation, favorably with substitute—

H. 279. To regulate the payment of expenses by the State for removing prisoners who are arrested and confined in jail in counties other than those in which they are triable.

By Mr. Moore, from Corporations, favorably—

H. 776. To incorporate the Mobile Railway Terminal company.

By Mr. Sowell, of Walker, from Local Legislation, favorably—

S. 465. To authorize the court of county commissioners of Conecuh county to issue bonds for the purpose of erecting a new court house and repair jail of said county, at Evergreen, Alabama, and to levy a tax to liquidate the debt to accrue thereby.

Also—

S. 466. To authorize the board of county commissioners of Etowah county to build macadamized or turn-pike roads, and to issue bonds of the county to aid in the construction thereof.

Also—

H. 857. To relieve Clara V. Marbury of the disabilities of non-age.

Also—

H. 955. To protect the public roads where private individuals cut ditches across the roads for the purpose of draining their farms.

Also—

H. 1052. To repeal an act to require the county commissioners of Conecuh county, to procure printed blanks forms of certain conveyances and printed blank record books in conformity therewith, for the use of and distribution by the probate judge of said county, and to regulate the fees for recording the same.

By Mr. Grant, from Temperance, favorably—

S. 461. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters or beverages within six miles of the North East Alabama Agricultural School and Experiment Station, located in Albertville, Marshall county, Alabama.

Also—

H. 623. To fix and prescribe the necessary recommendations, for obtaining a license to retail spirituous, vinous or malt liquors, in Cleburne county, Alabama.

By Mr. Pulley, from Revision of Laws, favorably—

H. 1116. To regulate the manner of making contracts by the mayor and council of the City of Cullman, in behalf of the city.

By Mr. Jenkins, from Education, favorably—

H. 729. To establish a separate school district in Barbour county, Alabama, to be known as the Lindsey school district.

Also—

H. 1170. To establish a separate school district in St. Clair county, to be called Edon school district.

By Mr. Sowell, of Limestone, from Privileges and Elections, favorably—

S. 467. For the relief of Floyd Germany and H. T. Estis, disabled Confederate soldiers.

By Mr. Meador, from Finance and Taxation, favorably—

S. 386. For the relief of the Bank of Tuskegee.

Also—

H. 250. To levy a license tax, State and county, on all peddlers of tin ware or articles of like kind or character, in the county of Marengo.

Also, (with amendment)—

H. 901. To amend an act entitled "An act for the preservation of game animals and birds, in the counties of St. Clair, Lauderdale, Colbert, Marengo, Jefferson, Pike and Covington," approved February 27th, 1889, so far as the same applies to Marengo county.

Also, favorably—

H. 931. To exempt from State and county, taxation the grounds and buildings at Bailey Springs, Alabama.

Also—

H. 954. Donating a section of land to Emma Johnson, widow, formerly Emma Sanson, in consideration of public service.

Also—

H. 1166. To repeal an act entitled "An act to authorize the mayor and council of the town of Decatur, to negotiate a loan for the purpose of con-

structing sewers and making other permanent public improvements in said town, and to issue bonds for the payment of said loan," approved February 28th, 1889.

By Mr. Moore, from Corporations, favorably—

S. 460. To amend section 4630 of the Criminal Code of Alabama, so far as the same relates to beats No. 1, 10 and 11, Bibb county, Alabama.

Also—

H. 388. To incorporate the Jefferson Turkish Bath company.

By Mr. Thompson, from Public Health, favorably—

S. 459. To amend section 2406 of the Code of Alabama.

Also—

S. 458. To amend paragraph three (3) of section 2436 of the Code.

By Mr. Meador, from Finance and Taxation, favorably with an amendment—

H. 996. To relieve Joseph Lambert, as tax collector of Wilcox county, Alabama, by refunding to him the money lost by him, as said tax collector, by the failure of the Commercial bank of Selma, Alabama, and by him paid into the treasury of the State of Alabama, and into treasury of Wilcox county, Alabama.

By Mr. Rather, from Commerce and Common Carriers, favorably with amendments—

S. 464. To authorize Marshall county, to build macadamized or turnpike roads, to build bridges, establish ferries, and to issue bonds of the county to aid in the construction thereof.

RECOMMITMENT OF BILL.

Mr. Sowell of Walker, from the Committee on Local Legislation, returned the bill,

H. 740. For the relief of L. M. Edward, ex-county Superintendent of Education, for Dale county, Alabama.

And asked its reference to the committee on Finance and Taxation.

It was so referred.

REPORT OF COMMITTEE ON RULES.

Mr. Matthews from the committee on Rules, reported favorably the House joint resolution, relative to the use of the flag of the Union on the houses of public schools.

The report was concurred in, and the resolution was concurred in.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason, from the Committee on Enrolled Bills, reported the following bills as having been correctly enrolled:

S. 82. To relieve James Benjamin Daniel, of Geneva county, of the disabilities of non-age.

S. 95. To repeal an act entitled "An act to amend section 5028 of the Code of 1876, so far as the same applies to Madison county, and to reduce the fees of the register in chancery of said county," approved February 17th, 1885.

S. 187. To amend sections 3525 and 3532 of the Code of Alabama, so far as the same relates to the counties of Mobile, Monroe, Escambia, Baldwin, Washington, Clark and Choctaw.

S. 225. To confirm and amend the incorporation of Central Building and Loan Association of Selma, Alabama, and to give additional powers and privileges.

SENATE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above Senate bills, the titles of which are set out in the report of the Committee on Enrolled Bills.

SPECIAL ORDERS.

The special orders for this hour were next taken up, The House amendment, in the way of a substitute for the bill,

S. 52. Establishing a State Board of Education, for the State of Alabama, with powers and duties of same,

Was concurred in. Yeas, 19; nays, 2.

Yeas:

Messrs. President, Buchanan, Caffee, Grant, Hall, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason—19.

Nays: Messrs. Brown and Pulley, 2.

The second special order, the bill,

H. 499. To amend an act to provide for the more efficient assessment and collections of taxes in the State of Alabama, approved February 3d, 1897.

Was postponed, and

On motion of Mr. Meador, made the continuing special order for Friday, February 10th, inst., immediately after the reports of committees.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 42. To prefer the wages of all employees of corporations to every other debt or claim against such corporations, whenever a receiver is appointed.

H. 606. To establish a new charter for the district of Opelika.

H. 605. To change the corporate name of the District of Opelika.

H. 1237. To provide for the compensation of the commissioners appointed to investigate the indebtedness of the State of Alabama to the State University.

H. 657. For the relief of Elizabeth H. Grier, of Elmore county, Alabama, a widow of a Confederate veteran.

H. 922. To declare John G. Reynolds, a liner between the counties of Tuscaloosa and Green, a citizen of Tuscaloosa county.

H. 943. To relieve conductors and engineers, employed on passenger trains, from jury duty in Dallas county.

H. 1247. To give the constable of Madison county the power to appoint a deputy constable.

H. 599. For the relief of Robt. A. Morris, county registrar for Jefferson county.

MASSEY WILSON,

Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 42, 943, to Judiciary.

H. 606, 605, to Corporations.

H. 1237, to Finance and Taxation.

H. 657, to Privileges and Elections.

H. 922., to Banking and Insurance.

H. 1247, 599, to Local Legislation.

BILLS ON THIRD READING.

S. 312. To amend section six of an Act to consolidate and adjust the bonded debt of the State of Alabama, approved Feb. 18, 1895.

Was taken up.

The substitute reported by the committee was adopted,

And the bill, as amended, was read a third time and passed. Yeas, 16; nays, 0.

Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson—17.

And was ordered to be sent to the House without engrossment.

The bill,

S. 301. To provide for chemical and microscopical examinations in the interest of the sick and afflicted people of the State,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Hurst, Jelks, Lee, Matthews, McCain, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson—18.

And was ordered to be sent to the House without engrossment.

The bill.

S. 300. To amend section 5333 of the Code of Alabama,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Grant, Hall, Hurst, Jelks, Lee, Matthews, McCain, Moody, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson—18.

And was ordered to be sent to the House without engrossment.

The bill,

S. 210. To provide for compulsory vaccination when required, to protect the people of the State against small-pox.

Was taken up.

The amendment, reported by the committee, adding a proviso to section 3 of the bill.

Was adopted.

Pending the consideration of the bill.

Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson—17.

And was ordered to be sent to the House without engrossment.

The bill,

S. 301. To provide for chemical and microscopical examinations in the interest of the sick and afflicted people of the State,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Hurst, Jelks, Lee, Matthews, McCain, Moore, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson—18.

And was ordered to be sent to the House without engrossment.

The bill.

S. 300. To amend section 5333 of the Code of Alabama,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Grant, Hall, Hurst, Jelks, Lee, Matthews, McCain, Moody, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson—18.

And was ordered to be sent to the House without engrossment.

The bill,

S. 210. To provide for compulsory vaccination when required, to protect the people of the State against small-pox.

Was taken up.

The amendment, reported by the committee, adding a proviso to section 3 of the bill.

Was adopted.

Pending the consideration of the bill.

RECESS.

At the hour of 1:05 o'clock p. m., on motion of Mr. Hall, the Senate took a recess until 3:30 o'clock, this afternoon.

AFTERNOON SESSION.

The Senate reconvened at 3:30 o'clock.

A quorum was present.

UNFINISHED BUSINESS.

The Senate resumed the consideration of the bill, S. 210. To provide for compulsory vaccination when required, to protect the people of the State, against small-pox.

Mr. Cunningham (Mr. Moody presiding) offered an amendment.

Mr. Windham moved to lay the amendment on the table—Lost.

Mr. Cunningham withdrew his amendment.

Mr. Deans, of Shelby, offered an amendment.

Which, on motion of Mr. Cunningham, was laid on the table.

The bill, as amended, was read the third time and passed. Yeas, 13; nays, 9.

Yeas:

Messrs. President, Buchanan, Grant, Jelks, Jenkins, Lee, Lyons, Meador, Moody, Moore, Pulley, Thomason, Thompson—13.

Nays:

Messrs. Brown, Deans of Shelby, Hall, Matthews, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Windham—9.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 558. To amend section eighteen (18) of an Act entitled "An act to provide a charter for the City of Mobile," approved February 6th, 1897.

H. 792. For the relief of John H. Oswalt, of Macon county, Alabama.

H. 963. To incorporate the town of Hillsboro, in Lawrence county.

H. 1047. To authorize the commissioners' court of Etowah county, to levy a tax for working the public roads of said county, and to provide for keeping said roads in repair.

H. 1086. To create a separate school district in Calhoun county, Alabama, and to define the boundaries thereof.

H. 1112. For the relief of the sureties on the official bond of Allen F. Johnston, ex-tax collector of Escambia county.

H. 1154. To provide a new charter for the city of Fort Payne, DeKalb county, Alabama.

And has originated and passed the following bills and ordered the same sent forthwith to the Senate without engrossment:

H. 380. To provide for the republication of certain of the Alabama Supreme Court reports.

H. 1327. To relieve Birdie Cornelia Swift, a minor, of the disabilities of non-age.

H. 1266. For the preservation of game animals and birds, in Dallas county.

H. 1167. To establish a separate school district in Randolph county.

H. 1090. To provide for the lease of county convicts, in Wilcox county.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

- H. 558, to Municipal and County Organizations.
- H. 792, 1047, to Finance and Taxation.
- H. 963, 1154, to Corporations.
- H. 1086, 1167, to Education.
- H. 1112, 1266, to Local Legislation.
- H. 380, to Judiciary.
- H. 1327, to Privileges and Election.
- H. 1090, to Penitentiary.

MESSAGE FROM THE GOVERNOR.

February 8th, 1899.

Mr. President:

I am directed by the Governor to communicate to the Senate a message in writing.

Respectfully,

H. B. MAY,
Rec. Secty.

February 8th, 1899.

Gentlemen of the General Assembly:

I herewith transmit to you a concurrent resolution of the General Assembly of North Dakota, relating to the election of Senators by the people, and which has been sent to me with the request embodied that it be laid before you.

Respectfully,

JOS. F. JOHNSTON,
Governor.

GOVERNOR'S MESSAGE.

The message and accompanying document was referred to the Committee on Rules.

RECOMMITMENT OF BILL.

H. 928. On motion of Mr. Pulley, the bill, H. 928, was recalled from the Committee on Corporations and, on his motion was recomitted to the Committee on Local Legislation.

BILLS ON THIRD READING.

The bill,

S. 437. To authorize and empower the town council of the town of Tuskegee to establish and maintain public schools in said town and to ratify and confirm the purchase of buildings and lands already made by said town council for said purpose,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—22.

The bill,

S. 422. To authorize attorneys at law performing only ministerial duties in any of the courts of Madison county, to practice law in said courts,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—22.

The bill,

S. 429. To authorize the court of county commissioners of Coffee county to issue bonds of said county to an amount not exceeding twenty-five thousand dollars, for the purpose of taking up, cancelling and retir-

ing the present outstanding indebtedness of said county,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas :

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Pully, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—21.

The bill,

S. 453. To incorporate the Elmore County Deposit and Trust Company,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas :

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—21.

The bill,

H. 659. For the relief of J. R. Herring, of Louisville, Barbour county, and to refund to him the sum of seventy two dollars and ninety cents, a part of the amount paid by him for license to retail liquors, which license was afterwards revoked,

Was read a third time and passed. Yeas, 17; nays, 1.

Yeas :

Messrs. Brown, Buchanan, Deans of Shelby, Grant, Hall, Hurst, Jelks, Jenkins, Lee, Lyons, McCain, Moody, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—17.

Nay : Mr. Matthews, 1.

The bill,

S. 123. To amend section 15 of an act entitled "An act to provide a charter for the City of Mobile," approved February 6th, 1897.

Was taken up.

The amendment offered by the committee, amending the title of the bill as follows: by adding at the close of the title the following words: "and for the levy of a special tax for buildings and bridges," was adopted,

And the bill, as amended, was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—21.

The bill,

S. 450. To incorporate the Birmingham Southern Railroad company,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Jelks, Jenkins, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—21.

The bill,

S. 445. To authorize Lawrence county to build macadamized or turn-pike roads, and to issue bonds of the county to aid in the construction thereof,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Hurst, Jelks, Lyons, Matthews, McCain, **Moody**, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—20.

The bill,

H. 973. To provide for the better maintenance of the public schools in Walker county, Alabama.

The amendment offered by Mr. Sowell, of Walker, was adopted.

The amendment offered by the committee, amending the title of the bill as follows: by adding at the close of the title the following words: "and for the levy of a special tax for buildings and bridges," was adopted, And the bill, as amended, was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—21.

The bill,

S. 450. To incorporate the Birmingham Southern Railroad company,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Jelks, Jenkins, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—21.

The bill,

S. 445. To authorize Lawrence county to build macadamized or turn-pike roads, and to issue bonds of the county to aid in the construction thereof,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Hurst, Jelks, Lyons, Matthews, McCain, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—20.

The bill,

H. 973. To provide for the better maintenance of the public schools in Walker county, Alabama.

The amendment offered by Mr. Sowell, of Walker, was adopted.

And the bill, as amended, was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant Hurst, Jelks, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone. Sowell of Walker, Stevens, Thomason, Windham—20,
The bill,

H. 1063. To prescribe the duties and fix the compensation of the coroner of Jefferson county, Alabama, and to provide for payment of same,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Hurst, Lyons, Matthews, McCain, Meador, Moody, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—19.

The bill,

H. 584. To amend section 5049 of the Criminal Code so far as the same applies to Sumter county,

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hall, Jelks, Lyons, Matthews, McCain, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason—17.

The bill,

S. 436. To provide and establish stock law for Cullman county.

Was taken up.

The substitute offered by Mr. Brown, was adopted,
And the bill, as amended, was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Hurst, Jelks, Jenkins, Lyons, Matthews, Moody, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—18.

ADJOURNMENT.

On motion of Mr. Windham, at 6:10 o'clock, the Senate adjourned until tomorrow morning, at 10:30 o'clock.

 FORTY-FIRST DAY.

Thursday, February 9, 1899.

The Senate met pursuant to adjournment.

Prayer by Rev. Mr. Dickinson, of Pratt city.

Present:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hall, Horton, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—
26.

LEAVE OF ABSENCE.

Leave of absense was granted Mr. Hust for the remainder of the week.

JOURNAL.

On motion of Mr. McCain, the reading of the Journal of yesterday was dispensed with, and it was approved.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills and ordered the same sent forthwith to the Senate, without engrossment.

H. 1017. To relieve the clerks of the circuit, county, city and criminal courts from the payment of any sums of money chargeable on account of feed for prisoners in cases in which confessions of judgment for fine and costs were made and such feed bills were not taxed and collected.

H. 600. To provide for the assesment and collection of escaped taxes.

H. 531. To empower the Governor of Alabama to convey eight (8:50-100) and fifty one hundredths acres of land.

H. 668. And has adopted the H. J. resolution herewith sent, requesting the Governor to return to the House, H. 668 for amendment.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

Mr. President:

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 1017, 600, to Finance and Taxation.

H. 531, to Judiciary.

H. 668. And the Senate concurred in the House joint resolution, requesting the Governor to return to the House, H. 668, for amendment.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Horton—

S. 478. To amend section 2438 of the Code of 1896.
Public Health.

Also—

S. 479. To amend section 2441 of the Code of 1896.
Public Health.

By Mr. Cunningham—

S. 480. To authorize and empower the City of Birmingham, Alabama, the corporate name of which said city is the "Mayor and Aldermen of Birmingham," to establish, purchase and maintain and operate and own an electric light and power plant for the supply of the city and other consumers with electric light and power and to issue bonds secured by lien on same in payment or exchange therefor.

Corporations.

Also—

S. 481. To authorize the City of Birmingham, the corporate name of which said city is the "Mayor and Aldermen of Birmingham," to buy, build, erect and own, maintain and operate water works for the supply of said city and other consumers and to issue and sell or exchange bonds for said purposes.

Corporations.

By Mr. Meador—

S. 482. To provide for the improvement of the public roads of Marengo county.

Local Legislation.

Also—

S. 483. To provide for the working of persons convicted of misdemeanors upon the public roads.

Local Legislation.

By Mr. Stevens—

S. 484. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors in Tallapoosa county, outside of incorporated towns in said county.

Temperance.

By Mr. Rather, by request—

S. 485. To establish, maintain and regulate a dispensary in the town of Abbeville, Henry county, Alabama, for the sale of spirituous or vinous liquors, malt liquors, wines, ciders, or other intoxicating liquors and to establish and perpetuate a board of commissioners for the management of said dispensary and the

disposition of the profits arising from the same and for other purposes.

Temperance.

By Mr. Sowell, of Limestone—

S. 486. To make an appropriation to repair and refurnish the grounds and building of the State Normal college at Florence, Alabama.

Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate amendment to the following House bills:

H. 1101. For the relief of needy Confederate soldiers and sailors, resident citizens of Alabama, and their widows.

H. 323. To make checks issued by persons, firms, manufacturers and corporations in the counties of Butler, Covington, Shelby, Cleburne, Clarke, Clay, Monroe, Choctaw, Baldwin, Cherokee, Calhoun, Chilton, Geneva, DeKalb, Etowah, Franklin, Winston, Conecuh and Blount, redeemable either in merchandise or money at the option of the holders.

H. 31. To establish Loachapoka school district in Lee county, Alabama.

H. 147. To prevent the cutting and felling of trees into the water courses of Blount county.

And the House has passed the following Senate bills:

S. 219. To confirm the incorporation of the Harmony Club, of Selma, Alabama, and to enlarge the powers and capacities of said club.

S. 183. To amend section 4 of an act to prevent, in certain cases, the sale, exchange and transportation of cotton in the counties of Montgomery, Bullock, Dallas, Russell, Lowndes, Wilcox, Sumter, Autauga, and in Beats Nos. 1, 2, 3, 4, 5, 6, 7, 8 and 9 of Hale, and of

cotton produced in said counties, approved February 1, 1879.

S. 268. To authorize the board of mayor and aldermen of the town of Dothan to issue and negotiate bonds of said town to an amount not exceeding fifteen thousand dollars for the erection of a school building in said town of Dothan and providing for the redemption of said bonds.

S. 126. To declare Robert Donald, a liner between the counties of Butler and Wilcox, a citizen of Wilcox county.

S. 267. To relieve Leigh Pegues, of Wilcox county, Alabama, a minor, 17 years of age, of the disabilities of non-age.

S. 360. To prohibit the running at large of certain animals within one half mile of the court house at Double Springs, Winston county.

S. 385. To amend section 2474 of the Code, in so far as the same applies to Barbour county.

S. 406. To amend section three of an act entitled "An act to amend sections five, seven, thirteen, seventeen, thirty-one, thirty-seven, thirty-eight and forty of an act to establish a new city charter for Eufaula," approved February 28th, 1870, approved February 28th, 1893.

S. 317. To incorporate Kowaliga Academic and Industrial School for the colored race.

S. 351. To change and define the line between the counties of Calhoun and Etowah, Alabama.

S. 357. To repeal an act to authorize the mayor and board of aldermen, of the town of Eutaw, Alabama, to issue bonds of said town for an amount not to exceed four thousand five hundred dollars, for the purpose of purchasing lots and real estate improved or unimproved, to be used for school purposes in said town and for erecting, adding to and improving school buildings and furnishing the same.

MASSEY WILSON,
Clerk.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason, from the Committee on Enrolled Bills, reported the following bills as having been correctly enrolled:

S. 351. To change and define the line between the counties of Calhoun and Etowah, Alabama.

S. 267. To relieve Leigh Pegues of Wilcox county, Alabama, a minor, seventeen years of age, of the disabilities of non-age.

S. 357. To repeal an act to authorize the mayor and board of aldermen of the town of Eutaw, Alabama, to issue bonds of said town for an amount not to exceed four thousand five hundred dollars, for the purpose of purchasing lots and real estate, improved or unimproved, to be used for school purposes in said town and for erecting, adding to and improving school buildings and furnishing the same.

S. 268. To authorize the board of mayor and aldermen, of the town of Dothan to issue and negotiate bonds of said town to an amount not exceeding fifteen thousand dollars, for the erection of a school building in said town of Dothan and providing for the redemption of said bonds.

S. 385. To amend section 2474 of the Code, in so far as the same applies to Barbour county.

S. 126. To declare Robert Donald, a liner between the counties of Butler and Wilcox, a citizen of Wilcox county.

S. 360. To prohibit the running at large of certain animals within one-half mile of the court house at Double Springs, Winston county.

S. 219. To confirm the incorporation of the Harmony Club, Selma, Alabama, and to enlarge the powers and capacities of said club.

S. 183. To amend section 4 of an act to prevent, in certain cases, the sale, exchange and transportation of cotton in the counties of Montgomery, Bullock, Dallas, Russell, Lowndes, Wilcox, Sumter, Autauga, and

in Beats Nos. 1, 2, 3, 4, 5, 6, 7, 8 and 9 of Hale, and of cotton produced in said county, approved February 1st, 1879.

S. 52. To establish a uniform system for the examination and licensing of teachers of public schools.

S. 339. To incorporate the Union Savings Bank and Trust company.

S. 240. To authorize the judge of the city court of Montgomery to limit the time in which bills of exceptions may be prescribed in criminal cases in said court.

S. 291. To regulate the sale of grape wine in beats 2 and 17, Walker county, Alabama.

S. 284. To regulate the fine and forfeiture fund of Walker county and the disposal of moneys arising from fines, forfeitures and convict labor.

S. 320. To regulate the fees of the sheriff and clerk of the circuit court, of Lawrence county, for ex officio services.

S. 406. To amend section 3 of an act entitled "An act to amend sections five, seven, thirteen, seventeen, thirty-one, thirty-seven, thirty-eight and forty, of an act to establish a new city charter for Eufala," approved February 28th, 1870, approved February 28th, 1883.

S. 259. To appoint a jury commission for the county of Cleburne and to prescribe their duties.

SIGNING OF SENATE BILLS.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above Senate bills, the titles of which are set out in the foregoing report of the Committee on Enrolled Bills.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1045. To authorize the mayor and council of the City of Demopolis, to issue bonds of said city for an amount not exceeding fifty-five hundred dollars, bearing interest at a rate not exceeding five per cent. per annum, for the purpose of purchasing the Marengo Female Institute property, in the City of Demopolis.

H. 882. To create a separate school district in Franklin county, Alabama, and to define the boundaries thereof.

H. 588. To provide for the publication of receipts and disbursements by the courts of county commissioners and county board of revenues, in the State of Alabama, and to impose a fine for failure or refusal to comply with the provisions of this act.

H. 653. To regulate the fees of the sheriff of Perry county for executing process issued by justices of the peace.

H. 856. To make appropriations for the ordinary expenses for the executive, legislative and judicial departments of the State, for the interest on the public debt and for public schools.

H. 887. To create a separate school district in Jackson county, Alabama, to be known as Section school district and to define its boundaries and to provide for the maintenance of the same.

H. 984. For the relief of the sheriff of Sumter county.

H. 1074. To relieve Page and Brown, of Blount county.

H. 1133. To prevent cattle from running at large in Pike county, Alabama.

H. 1115. To authorize the board of mayor and councilmen of the town of Abbeville to issue and negotiate bonds of said town to an amount not exceeding ten thousand dollars, for the purpose of establishing and maintaining a system of waterworks and fire department and for the purpose of completing and equipping of the South East Alabama Agricultural school building, now being erected in said town and provid-

ing for the redemption of said bonds with interest thereon.

H. 1191. To amend an act entitled "An act to incorporate the Guarantee Trust and Surety company," approved February 11th, 1897, by conferring upon the corporation therein authorized additional powers and to change provisions thereof in respect to meetings of stockholders.

H. 1256. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors, wines, ciders or other intoxicating beverages, within six miles of Falkville, Morgan county, Alabama.

H. 1102. To amend sections 3386, 3387, 3389 and 3403 of the Code of 1896.

H. 1176. To authorize and empower township trustees and the trustees, boards of control and managers of school districts and separate school districts created in Cullman county, Alabama, to transfer children within the school age in or out of separate school districts in said county.

H. 670. To prevent stock from running at large within the corporate limits of the city of Greenville and in certain other localities in Butler county, Alabama.

H. 1271. To amend section one of an act, approved December 9th, 1896, entitled "An Act to amend an Act entitled 'An Act to establish a new charter for Phoenix City, in Lee county, Alabama,'" approved December 10th, 1894.

H. 1103. To amend sections 1984 and 1895 of the Code of 1896.

H. 1160. To authorize the mayor and council of Auburn to issue bonds for an amount not to exceed six thousand dollars for the purpose of building a school house or houses and repairing the same.

H. 434. To provide for the assessment of State and county taxes on real property in the corporate limits of the City of Anniston.

H. 1205. To provide and establish a stock law for Fayette county.

And has originated and passed and ordered to the Senate without engrossment

H. 918. To authorize the court of county commissioners of Shelby county to establish a depository for the public funds of said county.

H. 427. To create a separate school district in DeKalb county, known as the Liberty Hill school district.

H. 547. For the relief of B. F. Tate, ex-sheriff of Geneva county, Alabama.

H. 559. To relieve Walter W. Walker, of Crenshaw county, of the disabilities of non-age.

H. 578. To reincorporate and establish a new charter for the town of Elba.

H. 637. To grant additional powers to the Eutaw Male and Female High school, and to relieve the said Eutaw Male and Female High school from the payment of taxes so long as the property of said school is used for school purposes.

H. 710. To amend an act to provide a charter for the town of Carbon Hill, Alabama, approved February 14, 1891.

H. 725. To exempt from public road duty the members of the fire company and the hook and ladder company, of Prattville, Alabama.

H. 824. For the relief of White. Woodruff and Fowler, of the county of Montgomery, Alabama.

H. 836. To provide for the payment of fines and forfeitures in Tallapoosa county.

H. 867. To incorporate the White People's Missionary Baptist church, in Lafayette, Alabama.

H. 883. To incorporate the Russellville High school, in Franklin county, Alabama.

H. 923. To remove the disabilities of non-age of William J. Pearson, a minor, under the age of eighteen years.

H. 925. To pay from the road fund those who

paid by working on the public roads the tax provided in section 3, of an act for the improvement of roads and bridges, in Tuscaloosa county, approved Feb. 18th, 1897.

H. 961. To regulate the assessing, collecting, reporting and disbursement of the poll tax in Jefferson county, Alabama.

H. 1000. To create the town of Heflin, in Cleburne county, a separate school district.

H. 1051. To regulate the working and keeping in repair the public roads, in Butler county, to authorize the issuance of bonds for such purposes, create a road fund for said county, and to create the office of public road supervisor and prescribe his duties and powers and provide for working convicts on the public roads.

H. 1240. To authorize and empower the board of revenue of Butler county to levy and collect a special tax not exceeding one-half of one per cent. on the value of the property of the said county, for the purpose of erecting bridges over streams along public highways in said county.

H. 1054. For the relief of W. L. and E. L. Stalworth.

H. 1057. To relieve Albert C. Walker and John F. Walker, of Henry county, of the disabilities of non-age.

H. 1064. To change the name of Gaylesville High school and grant additional powers.

H. 1077. To relieve Daniel Faust, of Dale county, Alabama, of the disabilities of non-age.

H. 1152. To constitute a board of jury commissioners for Choctaw and Washington counties.

H. 1195. To require the court of county commissioners of Grenshaw county to let out all bridge contracts at public outcry to the lowest responsible bidder.

H. 1203. To authorize and direct the court of county revenue for Dallas county, Alabama, to erect a new court house for said Dallas county, at Selma, Alabama, on land to be procured for the purpose.

H. 1204. To authorize the Court of County Revenues of Dallas county, Alabama, to levy and collect a special tax for the purpose of building a new court house for said county.

H. 1223. For the relief of Osceola Evans, of Clay county.

H. 1238. For the relief of D. J. Long, sheriff of Washington county.

H. 1242. To amend Section Six of an Act to establish and provide for the holding of a Circuit Court of Bangor in the western division of Blount county, approved February 13, 1891.

H. 1260. To authorize and empower the minor children of W. T. Singley to receive from and receipt to the executor or administrator of the estate of J. A. Singley, deceased, any money or moneys due by him as such executor or administrator.

H. 1261. To prevent the beating of drum on the public highways or roads in beats No. 1, 3 and 10 in Hale county.

H. 1293. To authorize the Commissioners' Court of Jefferson county, or the Board of Revenue of Jefferson county to purchase a bridge from the Palos Coal Company over the Locust fork of the Warrior river.

H. 1306. To prevent hunting on the lands in beat No. 4, Bibb county, Alabama, without the written consent of the owner or person having control of such land.

H. 1310. To authorize and direct the Mayor and Council of the town of Greensboro to reimburse W. E. W. Yerby and Lee M. Otto for certain moneys paid out by them for said town.

H. 1220. To incorporate the town of Pickett Springs, in the county of Montgomery.

H. 1325. To authorize the Probate Judge of Shelby county to prohibit the running at large of stock in said county under certain conditions.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 1045, 588, 856, 984, 1115, 1160, 547, 637, 824, 961, 1054, 1310, to Finance and Taxation.

H. 882, 887, 1176, 427, 1000, 1064, to Education.

H. 653, 1191, 867, 1306, 1320, to Corporations.

H. 1074, 1242, to Revision of Laws.

H. 1133, 670, 1205, 1261, 1325, to Agriculture.

H. 1256, to Temperance.

H. 1102, 1103, to Printing.

H. 1271, 578, to Municipal and County Organizations.

H. 434, 918, 710, 725, 1195, 1203, 1204, 1238, 1293, to Local Legislation.

H. 559, 923, 1057, 1077, to Privilege and Election.

H. 925, to Banking and Insurance.

H. 836, 883, to Penitentiary.

H. 1051, 1240, to Commerce and Common Carriers.

H. 1152, 1223, 1260, to Judiciary.

JOINT RESOLUTION.

By leave, Mr. Horton offered a joint resolution, which was immediately considered and adopted, as follows:

Be it resolved, by the Senate, the House concurring, that the privilege be, and is hereby, granted to "the Medical Association of the State of Alabama," to have erected in the Capitol building or grounds a statue, or bust, to the late Dr. Jerome Cochran, for many years the distinguished and efficient Health Officer of this State; *Provided*, that the design and dimensions of said statute, or bust, shall first be submitted to the Governor for his approval; and, *provided*, further, that said statute, or bust, shall be erected without cost to the State.

JOINT RESOLUTION.

By leave, Mr. Nunnelee offered the following resolution, which was immediately considered and adopted:

Be it resolved, by the Senate, the House concurring, that the Governor be requested to return the Senate bill S. 225 to the House, for the purpose of correction.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested:

H. 31. To establish Loachapoka School District in Lee county, Alabama.

H. 147. To prevent the cutting and felling of trees into the water courses of Blount county.

H. 323. To make checks issued by persons, firms, manufacturers and corporations in the county of Butler, redeemable either in merchandise or money, at the option of the holder.

H. 584. To amend Section 5049 of the Criminal Code so far as the same applies to Sumter county.

H. 659. For the relief of J. R. Herring of Louisville, Barbour county, and to refund to him the sum of seventy-two dollars and ninety cents, a part of the amount paid by him for license to retail liquor, which license was afterwards revoked.

H. 843. To establish a separate school district, to be known as the Spring Valley School District in Colbert county.

H. 1063. To prescribe the duties and fix the compensation of the Coroner of Jefferson county, Alabama, and to provide for payment of same.

H. 1106. For the relief of Charles E. Wilkins, late treasurer of Baldwin county, Alabama.

MASSEY WILSON,

Clerk.

SIGNING HOUSE BILLS.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the House bills whose titles are set out in the foregoing House message.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 43. To limit the amount of costs recovered in civil actions before Justices of the Peace in and for Mobile county.

H. 517. To prevent the obstruction of drains, creeks, branches, ditches, or water courses, and to provide for keeping open the same in Perry county.

H. 597. To amend an Act entitled "An Act to create a separate school district in Henry county, and to define the boundaries thereof," approved February 16th, 1895.

H. 885. To make each beat (or precinct) in Geneva county, Alabama, a school district.

H. 952. To amend Section 1 of an Act entitled "An Act to prevent the running at large of stock in certain portions of Talladega county," approved February 2d, 1897.

H. 966. To authorize and direct the Commissioners' Court of Monroe county to have prepared a general index of the probate records of said county.

H. 1004. To make valid and chargeable against the fine and forfeiture fund of Lamar county, Alabama, certain witness script or witness certificates issued by the foreman of the grand juries of Lamar county, Alabama, and have said script or witness certificates paid by the treasurer of said county in the order of their

registration and to require the treasurer of said county to receive said script or witness certificates in payment of fines and forfeitures.

H. 1060. To authorize the Mayor and Councilmen of the City of Demopolis to issue bonds of said city for an amount not exceeding twenty-five thousand dollars, for the purpose of taking up and refunding the bonds and interest thereon now due and outstanding by said city.

H. 1065. To permit and provide for the legal voters of Limestone county to decide by vote whether or not they will abolish "An Act to create the office of cotton weigher of Limestone county to provide for filling the same and to prescribe the duties and compensation thereof," approved February 28, 1889.

H. 1081. To prohibit the sale, giving away or otherwise disposing of any spirituous, vinous or malt liquors within three miles of the Robert Donnell High School, in the town of Gurley, Madison county, Alabama.

H. 1097. To authorize and empower the School Trustees of the Louisville and Mt. Zion School District, in Barbour county, Alabama, to collect a tuition fee not exceeding one dollar per month of each pupil of the public schools of said district while attending said schools to supplement the public school funds of said district for the support and maintenance of the public schools of said district.

H. 1246. To regulate the sale of vinous, spirituous and malt liquors in the county of Lowndes.

H. 1117. To amend Section 13 of an Act entitled "An Act to establish a new charter for the City of Cullman, Alabama," approved December 12th, 1890.

H. 1138. To establish a separate school district in Chilton county to be known as the Jemison School District.

H. 1149. To incorporate Union Grove High School.

H. 1059. To authorize the Mayor and Councilmen of Demopolis to issue bonds of said city for an amount

not more than twenty-five thousand dollars (\$25,000) for the purpose of building and constructing sewers in said city and extending sewer mains leading from said city to such point as the board may deem advisable.

H. 1019. To create a separate school district in Monroe county to be known as Excel School District.

H. 1010. To confer upon the Montgomery Brewery, a corporation organized under the laws of the State of Alabama, additional powers.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees as follows :

H. 43, 1117, to Revision of Laws.

H. 517, 1060, 1149, 1010, to Corporations.

H. 597, 885, 1097, 1138, 1019, to Education.

H. 952, to Agriculture.

H. 966, 1004, 1065, to Local Legislation.

H. 1081, 1246, to Temperance.

H. 1059, to Finance and Taxation.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Moody, from Judiciary, favorably—

S. 324. To prohibit executors or administrators from selling lands of an estate for the purpose of division of the proceeds among the heirs or devisees of the decedent.

Also—

S. 454. For the protection of physicians in Lawrence county.

Also—

S. 462. To authorize the county of Elmore to issue

and sell bonds of said county to an amount not exceeding fifty thousand dollars for the purpose of building bridges and to purchase the iron bridge across the Coosa river at Wetumpka, in said county.

Also—

S. 463. To empower the Wetumpka Bridge Company to sell to Elmore county, and to empower the county of Elmore to purchase the bridge of said Wetumpka Bridge Company across the Coosa river at Wetumpka, together with its rights of way and appurtenances, to be held and used as a toll bridge for the period of twelve months from the passage of this Act, and then to be used as a free public bridge.

Also—

H. 380. To provide for the republication of certain of the Alabama Supreme Court Reports.

Also—

H. 591. To provide for holding Chancery Court in Washington county, Alabama.

Also—

H. 858. For the relief of the estate of Josiah Marbury, deceased, to allow a final settlement of same, and to change the venue of any proceedings concerning the said estate from Autauga county, Alabama, to Montgomery county, Alabama.

By Mr. Sowell, of Walker, from Local Legislation, favorably,

S. 475. To provide that all causes of action, both civil and criminal, within the jurisdiction of a Circuit Court, and arising in Beat No. 2, of Barbour county, shall be cognizable, heard and determined by the Circuit Court at Eufala in said county, and not elsewhere.

Also—

S. 476. To more effectually secure competent and well qualified jurors for the county of Marengo.

Also—

H. 599. For the relief of Robert A. Morris, county registrar for Jefferson county.

Also—

H. 695. To authorize and require the Court of County Commissioners of Crenshaw county to provide an office for the County Solicitor in the court house of said county, and to prohibit the occupancy of any part of said court house by any person other than the county officers, their clerks, deputies and employees.

Also—

H. 1112. For the relief of the sureties on the official bond of Allen F. Johnston, ex-tax collector of Escambia county.

Also, with amendment—

H. 1247. To give the constable of Madison county the power to appoint a deputy constable.

By Mr. Jenkins, from Education, favorably—

S. 434. To recognize the chartered rights of all educational institutions as they relate to the question of teachers' licenses in the State of Alabama.

By Mr. Horton, from Agriculture, favorably,

S. 441. To authorize the Commissioners' Court of Greene county to divide said county into road precincts, and to appoint and employ road overseers, to have supervision of the public roads in said county, and to direct and prescribe the duties of said overseers, and to provide for paying said overseers, and to define the duties of said overseers, and to authorize the Commissioners Court of Greene county to purchase for said county necessary tools, road machines, implements and plows to be used for repairing, working and improving the public roads in said Greene county, and to provide for the improvement of the public roads in Greene county.

By Mr. Grant, from Temperance, favorably,

H. 959. To regulate the granting of licenses to sell spirituous or vinous liquors in Andalusia Beat, Covington county.

By Mr. Meador, from Finance and Taxation, adversely,

H. 369. To amend an Act entitled "An Act to promote and secure the erection of cotton mills and fac-

tories in the State of Alabama," approved February 13th, 1897, so as to include starch mills and factories, or any other mills or factories of every nature, kind and description.

Also, favorably, with amendments,

H. 510. To make the fees of bonded constables in Marengo and St. Clair counties the same as sheriff's fees, when they perform the same service.

Also, with amendment—

H. 125. To make the fees of constables in the counties of Talladega, Choctaw, Montgomery, Monroe, Covington, Shelby, Winston, St. Clair, Clay, Jefferson, Cleburne, Cherokee, Calhoun, Sumter, Randolph, Pickens, Etowah, DeKalb, Blount, Bibb, Crenshaw, Henry, Coffee, Butler, Elmore, Tuscaloosa, Perry, Hale, Chilton, Chambers, Coosa, Dallas and Bullock, the same as sheriff's fees when they perform the same or similar services.

Also—

H. 876. For the relief of M. H. Robinson, executor of the estate of C. F. McCorquodale, deceased, a resident of Clarke county, Alabama.

Also—

H. 845. To authorize the City of Sheffield, Alabama, to issue bonds of said city to an amount not exceeding one hundred and twenty-five thousand dollars, for the purpose of paying or funding the bonded indebtedness of said city, and completing the public school building and city hall of said city.

Also—

H. 846. To authorize the City of Sheffield, Alabama, to grant exemption from municipal taxes to manufacturing establishments operating in said city.

Also—

H. 988. To correct erroneous sales of property for taxes, to provide for the protection of real estate bid in by the State, at tax sale, and to regulate and provide for the sale and redemption of real estate bid in for the State at tax sale.

Also—

H. 1165. To authorize the Mayor and Council of the City of Decatur to issue bonds of said city to fund and retire the bonded and outstanding indebtedness of said city, and to provide for the payment thereof.

Also—

H. 1285. To authorize the town of Marion to levy and collect license taxes upon professions, occupations, vocations, and businesses practiced, carried on, engaged in within said town.

By Mr. Lyons, from Municipal and County Organizations, favorably.

H. 796. To establish a new charter for the town of Hartselle in Morgan county.

By Mr. Sowell, of Walker, from Local Legislation, favorably, with a substitute,

H. 1266. For the preservation of game animals and birds in Dallas county.

By Mr. Brown, from Revision of Laws, favorably,

H. 1092. To fix the place of holding the Chancery Court in Calhoun county.

By Mr. Sowell, of Limestone, from Privileges and Elections, favorably,

H. 657. For the relief of Elizabeth H. Grier, of Elmore county, Alabama, a widow of a Confederate veteran.

Also—

H. 1327. To relieve Birdie Cornelia Swift, a minor of the disabilities of non-age.

By Mr. Jenkins, from Education, favorably—

S. 468. To define the term of office of the Superintendent of Education of Walker county.

Also—

S. 469. To establish the county line school district in Dale and Geneva counties.

Also—

H. 1086. To create a separate school district in Calhoun county, Alabama, and to define the boundaries thereof.

—Also—

H. 1167. To establish a separate school district in Randolph county.

By Mr. Nunnellee, from Printing, favorably—

S. 218. To forbid county officers from purchasing books and stationery without first obtaining consent of the Court of County Commissioners or Board of Public Revenue.

—Also—

H. 175. To amend Section 4057 (576) of the Code of Alabama.

By Mr. Matthews, from Penitentiary, favorably, with amendment—

H. 1090. To provide for the lease of county convicts of Wilcox county.

By Mr. Moore, from Corporations, favorably—

H. 605. To change the corporate name of the district of Opelika.

—Also—

H. 963. To incorporate the town of Hillsboro, in Lawrence county.

—Also—

H. 1154. To provide a new charter for the City of Fort Payne, DeKalb county, Alabama.

By Mr. Sowell, of Walker, from Local Legislation, favorably, with amendment—

H. 247. To regulate the giving of bonds by County Commissioners of Madison county, Alabama.

By Mr. Brown, from Revision of Laws, favorably,

S. 424. To amend Section 1009 of the Civil Code, 1896.

By Mr. Matthews, from Penitentiary, favorably—

H. 926. To relieve Mat Clinton of the payment of fine and costs in case of State vs. George Banks, convicted in Tuskaloosa County Law and Equity Court.

By Mr. Lyons, from Municipal and County Organizations, favorably—

H. 577. To establish a new charter for the town of Thomasville, in Clarke county, Alabama.

By Mr. Brown, from Revision of Laws, favorably—
H. 799. To amend Section 1539 (2705) (2954)
(2605) (2204) of the Code of Alabama.

REPORT OF THE COMMITTEE ON RULES.

Mr. Matthews, from the Committee on Rules, reported favorably, with a substitute, the resolution offered by Mr. Wiley on February 1st, inst., relative to the pay of the committee clerks of the Senate, which is as follows:

Resolved, That the Senate committee clerks be allowed \$4.00 per day from January 24th, 1899, except the clerks of Finance and Taxation and the clerk for the Revision of Laws, who have assisted the Secretary of the Senate in his work, be allowed \$4.00 per day from the beginning of the session.

Resolved second, That the President of the Senate is authorized to give certificate to the Auditor and that officer authorized to draw his warrant for that amount on the Treasurer.

W. H. MATTHEWS,

R. M. CUNNINGHAM,

W. D. JELKS,

T. L. SOWELL.

The resolution was read the second time and goes on Calendar for third reading on tomorrow.

MESSAGE FROM THE HOUSE.

Mr. President:

S. 225. The House has amended and as amended as therein shown, has concurred in the Senate joint resolution recalling S. 225 from the Governor for correction.

MASSEY WILSON,

Clerk.

HOUSE MESSAGE.

The Senate concurred in the House amendment to the Senate joint resolution, by adding H. 842 to the request.

BILLS ON THIRD READING.

The bill,

H. 164. To legalize the registration of deeds of conveyance which have been filed and recorded in the office of the Judge of Probate of the proper county in this State before the passage of this Act, but not within the time required by law, or which may be so filed and recorded within twelve months after the passage of this Act.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Grant, Horton, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Thompson—20.

The bill,

S. 328. To amend Section 1086 of the Civil Code of 1896.

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Jelks, Jenkins, Lee, Matthews, McCain, Moore, Nunnellee, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason—20.

The bill,

H. 646. To authorize the Mayor and Aldermen of the City of Oneonta, Alabama, to issue bonds.

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Horton, Jelks, Jenkins, Matthews, McCain,

Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason—18.

The bill,

H. 466. To fix the salary of the health officer of Elmore county, and to provide for the payment of the same.

Was taken up.

The amendment reported by the committee was adopted.

And the bill, as amended, was read a third time and passed. Yeas, 18; Nays, 0.

Yeas:

Messrs. President, Brown, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moore, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason—18.

The bill,

H. 1012. To prevent hogs from running at large in Jefferson County, Alabama.

Was read a third time and passed. Yeas. 18; nays, 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Grant, Hall, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson—18.

The bill,

H. 623. To fix and prescribe the necessary recommendations for obtaining a license to retail spirituous, vinous or malt liquors in Cleburne county, Alabama.

Was read a third time and passed. Yeas. 21; nays, 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Grant, Hall, Horton, Jelks, Jenkins, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson—21.

The bill,

H. 1052. To repeal an Act to require the County

Commissioners of Conecuh county to procure printed blank forms of certain conveyances and printed blank record books in conformity therewith for the use of and distribution by the Probate Judge of said county and to regulate the fees for recording the same.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Buchanan, Grant, Hall, Horton, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson—22.

The bill,

H. 955. To protect the public roads where private individuals cut ditches across the roads for the purpose of draining their farms.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Buchanan, Grant, Hall, Horton, Jelks, Jenkins, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson—19.

The bill,

H. 383. For the relief of John D. Steele and his sureties on a certain bond executed to secure the payment of the hire of Nettie Pelt, a county convict, hired out by the Commissioners' Court of Greene county.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Buchanan, Grant, Hall, Horton, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—20.

The bill,

H. 729. To establish a separate school district in Barbour county, Alabama, to be known as the Lindsey School District.

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Buchanan, Grant, Hall, Horton, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—21.

The bill,

H. 996. To relieve Joseph Lambert, as tax collector of Wilcox county, Alabama, by refunding to him the money lost by him as said tax collector by the failure of the Commercial Bank of Selma, Alabama, and by him paid into the Treasury of the State of Alabama, and into Treasury of Wilcox county, Alabama.

Was taken up.

Mr. Jenkins offered an amendment, which was adopted.

And the bill, as amended, was read the third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Hall, Horton, Jelks, Jenkins, Lee, Lyons, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—24.

The bill,

S. 465. To authorize the Court of County Commissioners of Conecuh county to issue bonds for the purpose of erecting a new court house and repair jail of said county at Evergreen, Alabama, and to levy a tax to liquidate the debt to accrue thereby.

Was read a third time and passed Yeas, 19; nays 0.

Yeas:

Messrs. President, Brown, Caffee, Grant, Hall, Jelks, Lee, McCain, Meador, Moody, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—19.

The bill,

H. 790. To allow the presiding judge of the Circuit Court of the county of Marion to order the jury box in

said county to be refilled when in his opinion the box has become illegal or irregular.

Was read a third time and passed. Yeas. 18; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker—18.

The bill,

H. 279. To regulate the payment of expenses by the State for removing prisoners who are arrested and confined in jail in counties other than those in which they are triable.

Was taken up.

The substitute reported by the committee was adopted.

And the bill, as amended, was read a third time and passed.

Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Horton, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason—19.

The bill,

S. 368. To confirm the incorporation and organization of the Dayton and Faunsdale Railroad Company, and to increase and enlarge its powers.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Horton, Hurst, Jelks, Jenkins, Lee, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens—19.

And was ordered to be sent to the House without engrossment.

The bill,

H. 1166. To repeal an Act entitled "An Act to au-

thorize the Mayor and Council of the town of Decatur to negotiate a loan for the purpose of constructing sewers and making other permanent public improvements in said town and to issue bonds for the payment of said loan," approved February 28th, 1889.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason—20.

The bill,

S. 455. To amend Section 1 of an Act entitled "An Act to authorize the Intendant and Councilmen in the town of Oakman, Walker county, Alabama, to issue bonds of said town for an amount not exceeding five thousand (\$5,000) dollars for the purpose of building equipping, furnishing and procuring suitable school buildings for the use of the residents of said town," approved December 8th, 1898.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Horton, Hurst, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason—20.

The bill,

H. 924. To define the duties of the tax assessor for Tuscaloosa county as to the description of lands required to be entered on tax book.

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Horton, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of

Limestone, Sowell of Walker, Stevens, Thomason, Windham—21.

The bill,

S. 467. For the relief of Floyd Germany and H. T. Estis, disabled Confederate soldiers.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. Brown, Buchanan, Grant, Horton, Jenkins, Lee, Lyons, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Thompson—19.

The bill,

S. 460. To amend Section 4630 of the Criminal Code of Alabama so far as the same relates to Beats Nos. 1, 10 and 11, Bibb county, Alabama.

Was taken up.

Mr. Moore offered an amendment, which was adopted.

And the bill, as amended, was read the third time and passed, yeas, 18; nays, 0.

Yeas:

Messrs. Brown, Buchanan, Deans of Shelby, Grant, Jenkins, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—18.

The bill,

S. 386. For the relief of the Bank of Tuskegee.

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Jenkins, Lyons, Matthews, McCain, Meador, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason—17.

RECESS.

At the hour of 1.25 o'clock, on motion of Mr. Brown, the Senate took a recess until this afternoon at 3.30 o'clock.

AFTERNOON SESSION.

The Senate reconvened at 3.30 o'clock.

A quorum was present.

BILLS ON THIRD READING.

The Senate resumed consideration of bills on third reading, and

The bill,

H. 954. Donating a section of land to Emma Johnson, widow, formerly Emma Sanson, in consideration of public service.

Was taken up.

And the same was read a third time and passed; yeas, 16; nays, 2.

Yeas :

Messrs. President, Brown, Buchanan, Caffee, Grant, Hall, Lee, Matthews, McCain, Meador, Sowell of Limestone, Sowell of Walker, Thomason, Windham—16.

Nays: Messrs. Jelks and Pulley, 2.

The bill,

H. 814. To amend an Act approved 22nd day of February, 1887, making township 17, range 6, east, Perry county, Alabama, a separate school district.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas :

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Horton, Jelks, Matthews, McCain, Meador, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—19.

The bill,

S. 411. To declare Henry D. Lewis, a liner between the counties of Lowndes and Dallas, a citizen of Lowndes county.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hall, Horton, Jelks, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason—20.

The bill,

H. 564. To incorporate the Jamesville Stock Law District for the purpose of preventing stock from running at large in said district, situated in Bibb county, Alabama.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Hurst, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—20.

The bill,

H. 898. To procure for the children of Madison county, more efficient public instruction.

Was taken up.

Mr. Pulley offered an amendment, which was adopted, And the bill, as amended, was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Hurst, Lee, Matthews, McCain, Meador, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—19.

The bill,

S. 426. To incorporate Brierfield Normal Institute, Brierfield, Alabama.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of

Shelby, Grant, Horton, Hurst, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—20.

The bill,

H. 594. To preserve order at the Mount Vernon camp ground in Fayette county, Alabama.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Grant, Horton, Hurst, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—19.

The bill,

S. 449. To amend Section 1 of an Act entitled "An Act to create a separate school district in the town of Oakman, Ala., to define the boundaries thereof, and provide for the maintenance thereof," approved December 3rd, 1896.

Was read a third time and passed. Yeas, 20; nays 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—20.

The bill,

S. 376. To repeal an Act entitled "An Act to authorize the Mayor and Council of the town of Decatur to negotiate a loan for the purpose of constructing sewers and making other permanent public improvements in said town, and to issue bonds for the payment of said loan," approved February 28th, 1889.

Was taken up.

On motion of Mr. Rather, the bill was indefinitely postponed.

The bill,

S. 451. To incorporate the town of Pickett Springs, in the county of Montgomery.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moore, Pulley, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—20.

The bill,

S. 323. To regulate homestead exemptions in cases where the homestead is levied on by execution or other process from a Justice of the Peace Court.

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Horton, Jenkins, Lee, McCain, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—17.

The bill,

H. 285. To increase the fees of constables in Beats 9, 2, 40, 41, 8 and 3 in Jefferson county, Alabama.

Was read a third time and passed. Yeas, 19; nays 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Horton, Lee, Matthews, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone. Sowell of Walker, Stevens, Thomason, Windham—19.

The bill,

H. 433. To amend an Act entitled "An Act to constitute the town of Warrior a separate school district," approved February 17th, 1885.

Was read a third time and passed. Yeas, 20. nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Horton, Jenkins, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—20.

The bill,

S. 254. To amend Sections 3, 7 and 8 of an Act entitled "an act to regulate the practice of dentistry in the State of Alabama," as amended February 28th, 1887.

Was read a third time and passed. Yeas, 11; nays, 6.

Yeas:

Messrs. President, Brown, Grant, Jenkins, Lyons, Meador, Moody, Moore, Rather, Sowell of Walker, Stevens, Windham—11.

Nays:

Messrs. Buchanan, Deans of Shelby, Horton, Jelks, Pulley, Windham—6.

The bill,

H. 776. To incorporate the Mobile Railway Terminal Company.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Steven, Thomason, Windham—20.

The bill,

S. 325. To relieve William A. Marsh, of Sumter county, from the disabilities of non-age.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Horton, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—20.

The bill,

H. 917. To prescribe the duty of Tax Collector in collecting taxes in Pike county, and to repeal Sections 4003, 4004, 4005 and 4007 of the Code, as to Pike county.

Was read a third time and passed. Yeas. 18; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deans of Covington, Grant, Horton, Jenkins, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—18.

The bill,

S. 464. To authorize Marshall county to build Macadamized or turn pike roads, to build bridges, establish ferries; and to issue bonds of the county to aid in the construction thereof,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Jenkins, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—19.

And was ordered to be sent to the House without engrossment.

ADJOURNMENT.

On motion of Mr. Moore, at 5 o'clock p. m., the Senate adjourned until tomorrow morning at 10.30 o'clock.

FORTY-SECOND DAY.

Friday, February 10, 1899.

The Senate met pursuant to adjournment.

Prayer by Rev. Dr. Eager of the city.

Present:

Messrs. President, Brown, Buchanan, Caffee, Deans

of Shelby, Deens of Covington, Grant, Hall, Horton, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—26.

JOURNAL.

On motion of Mr. Nunnelee, the reading of the Journal was dispensed with and it was approved.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Rather—

S. 487. To create the Coffey School District in Lawrence county.

Education.

By Mr. Matthews—

S. 488. To amend Section 1 of an act to grant a new character for the town of Guin, Marion county, Alabama, approved December 14th., 1898.

Penitentiary.

Also—

S. 489. To amend Section 3 of an act to regulate and prescribe the manner of electing county commissioners in the counties of Lamar, Fayette, Marion and Franklin, approved February 18, 1891.

Judiciary.

By Mr. Thompson—

S. 490. To amend Section 4007 (537) of the Code of Alabama.

Finance and Taxation.

By Mr. Jenkins—

S. 491. To authorize the Montgomery, Hayneville and Camden Railroad company to increase its capital stock.

Corporations.

By Mr. Moore—

S. 492. To change the name of Lewis Allen Morgan, Jr., of Perry county, to that of Allen Lewis Morgan. Corporations.

By Mr. Moore—

S. 493. To provide for the recovery to the State of Lands not legally patened and to settle disputed titles.

Corporations.

By Mr. Brown—

S. 494. To detach Winston county from the tenth and to attach it to the eleventh judicial circuit and to fix the time of holding court in said county.

Judiciary.

By Mr. Cunningham—

S. 495. To authorize and empower the Board of Mayor and Aldermen of Birmingham, Alabama, to refund the whole or any part of the bonded indebtedness of the City of Birmingham, the corporate name of which said city is the "Mayor and Aldermen of Birmingham," and to fund all, or any part of, the interest now due and unpaid on bonds now in existence, or which may be due and unpaid on the 1st day of September, 1900, and to authorize the said Board of Mayor and Aldermen to appoint commissioners for this purpose.

Banking and Insurance.

Also—

S. 496. To amend an act entitled an act to confirm the incorporation of the Birmingham Medical College, a corporation organized under the general laws of this State, to declare its powers and to confer upon it additional rights, privileges and powers.

Corporations.

By Mr. Brown, by request—

S. 492. To amend Sections 1116 and 1117 of the Code of Alabama of 1896.

Revision of Laws.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has adopted the House Joint Resolution herewith sent, recalling House Bill No. 436 from the Governor for correction.

And has concurred in the Senate amendment to House Bill.

H. 318. To establish a separate school district to be known as the Collins Chapel school district in Chilton county, Alabama.

S. 225. And has concurred in the Senate Joint Resolution requesting the Governor to return to the House Senate Bill 225 for correction.

And has amended as therein shown, and, as amended, has passed the following Senate Bills.

S. 327. To repeal subdivision 31 of Section 4122 of the Code of 1896 so far as it relates to the county of Bibb.

S. 277. To promote the health of the city of Mobile by authorizing and empowering the Mayor and General Council of the City of Mobile to adopt ordinances compelling the householders of said city to connect cesspools, urinals, privy vaults and boxes with the sewerage system to be constructed by the said city of Mobile or other sewerage system.

H. 668. And the House concurred in the Senate Joint Resolution requesting the Governor to return to the House, House bill 668 for amendment.

And the House concurred in the Senate amendment to House bill,

H. 973. To provide for the better maintenance of the public schools in Walker county, Alabama.

And the House passed the following Senate bills:

S. 333. To amend an act entitled an act to regulate the trials of misdemeanors in Lawrence county, approved February 6, 1891.

S. 279. To amend Section 1566 of the code of Alabama of 1896 so far as the same relates to Mobile county.

S. 419. To authorize the city council of Montgomery to issue bonds for the purpose of borrowing money to build and equip school house.

S. 354. To provide compensation for the members of the Commissioners' Court of Pickens county.

S. 335. To amend an act approved December 13, 1898, entitled an act to better provide for the working of the public roads of St. Clair, Cherokee, Franklin and Shelby counties, so far as the same relates to Shelby, St. Clair, Cherokee and Franklin counties.

S. 355. For the relief of M. H. Caldwell Sheriff of Sumter county.

S. 377. To authorize the Mayor and Councilmen of Evergreen to issue bonds of said town to an amount not exceeding twenty-five thousand dollars for the purpose of putting in a system of water works, electric or gas lights and making other permanent improvements.

S. 412. To better provide for the working of the public roads of Bibb county, Alabama.

S. 208. To relieve Joseph W. Hubbard of Montgomery county, of the disabilities of non-age.

S. 395. To repeal an act to establish the Lineville School District in Clay county, approved February 4, 1897.

S. 370. To create a separate School District in Franklin county, Alabama, to be known as the Burlason School District.

S. 156. To establish a charter for the town of Dundee, Geneva county, Alabama.

S. 397. To authorize the Mayor and Aldermen of Birmingham to establish the width of Nineteenth street, from Huntsville avenue, north to the section line and to give, grant or dispose of forty feet on the east side of the said Nineteenth street to the present owners of the property attinent thereto.

And has amended, as therein shown, and, as amended, has passed the Senate bill,

S. 24. To amend Section 1373, of the Code of 1896.

H. 61. And in accordance with the joint resolution heretofore adopted the speaker of the House has erased his signature from the bill, H. 61, and the bill is herewith sent for the erasure of the President's signature.

And the House has adopted the joint resolution herewith sent.

H. J. R. 761. Memorializing the Federal Congress to propose an amendment to the Constitution.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The Senate concurred in the House Joint resolution recalling House bill No. 436 from the Governor for correction.

And in accordance with the joint resolution heretofore concurred in, the President of the Senate erased his signature from the House bill No. 61.

The House joint resolution, H. J. R. 761, memorializing the Federal Congress to propose an amendment to the Constitution,

Was referred to the Committee on Rules.

The Senate concurred in the House amendment to the bill S. 327, to repeal subdivision 31 of Section 4122 of the Code of 1896, so far as it relates to the county of Bibb.

Yeas, 23 ; nays, 0.

Yeas :

Messrs. President, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Horton, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—23.

And also concurred in the House amendment to the Senate bill,

S. 277. To promote the health of the City of Mobile by authorizing and empowering the Mayor and General Council of the City of Mobile, to adopt ordinances

compelling the householders of said city to connect their cess-pools, urinals, privy vaults and boxes with the sewerage system to be constructed by the said City of Mobile, or other sewerage system.

Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Hall, Horton, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—21.

And also concurred in the House amendment to the Senate bill,

S. 24. To amend Section 1373 of the Code of 1896.

Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Hall, Horton, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Windham—20.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason; from the Committee on Enrolled bills, reported as correctly enrolled, the following bills:

S. 335. To amend an act approved December 13th, 1898, entitled "an act to better provide for the working of the public roads of St. Clair, Cherokee, Franklin and Shelby counties" so far as the same relates to Shelby, St. Clair, Cherokee and Franklin counties.

S. 354. To provide compensation for the members of the Commissioners' Court of Pickens county.

S. 279. To amend Section 1566, of the Code of Alabama of 1896, so far as the same relates to Mobile county.

S. 377. To authorize the Mayor and Councilmen of Evergreen to issue bonds of said town for an amount not exceeding twenty-five thousand (\$25,000) dollars

for the purpose of putting in a system of water works, electric or gas lights and making other permanent improvements in said town.

S. 370. To create a separate School District in Franklin county, Alabama, to be known as the Burlason School District.

S. 397. To authorize the Mayor and Aldermen of Birmingham to establish the width of 19th street, from Huntsville avenue, north to the section line and to give, grant or dispose of forty feet on the east side of the said 19th street, to the present owners of the property adjoining thereto.

S. 333. To amend an act entitled an act to regulate the trial of misdemeanors in Lawrence county, approved February 6th, 1891.

S. 395. To repeal an act to establish the Lineville School District in Clay county, approved February 4th, 1897.

S. 317. To incorporate Kowaliga Academic and Industrial School for the colored race.

S. 355. For the relief of M. H. Caldwell, Sheriff of Sumpter county.

S. 412. To better provide for the working the public roads of Bibb county, Alabama.

S. 419. To authorize the City Council of Montgomery to issue bonds for the purpose of borrowing money to build and equip school houses.

S. 208. To relieve Josie W. Hubbard of Montgomery county, of the disabilities of non-age.

MESSAGE FROM THE HOUSE.

• *Mr. President:*

The Speaker of the House having signed the following House Bills, your signature is requested.

H. 164. To legalize the registration of deeds of conveyance which have been filled and recorded in the office of the Judge of Probate of the proper county in

this State before the passage of this act, but not within the time required by law or which may be so filled and recorded within twelve months after the passage of this act.

H. 285. To increase the fees of constables in beats 9, 2, 40, 41, 8 and 3, in Jefferson county, Alabama.

H. 318. To establish a separate school district to be known as the Collins Chapel School District, in Chilton county, Alabama.

H. 383. For the relief of John D. Steele and his sureties on a certain bond executed to secure the payment of the hire of Nettie Pelt, a county convict, hired out by the Commissioners' Court of Greene county.

H. 433. To amend an act entitled an act to constitute the town of Warrior a separate school district, approved, February 17th, 1885.

H. 564. To incorporate the Jamesville Stock Law District for the purpose of preventing stock from running at large in said district situated in Bibb county, Alabama.

H. 594. To preserve order at the Mount Vernon Camp Ground in Fayette county Alabama.

H. 623. To fix and prescribe the necessary recommendations for obtaining a license to retail spirituous, vinous or malt liquors in Cleburne county, Alabama.

H. 646. To authorize the mayor and aldermen of the city of Oneonta, Alabama, to issue bonds.

H. 729. To establish a separate school district in Barbour county, Alabama, to be known as the Lindsey School District.

H. 776. To incorporate the Mobile Railway Terminal company.

H. 790. To allow the presiding judge of the Circuit Court of the County of Marion to order the jury box in said county to be refilled when in his opinion the box has become illegal or irregular.

H. 814. To amend an act, approved 22nd day of February, 1887, making township 17, R. 6, E. Perry county, Alabama, a separate school district.

H. 924. To define the duties of the Tax Assessor for Tuscaloosa county as to the lands required to be entered on tax book.

H. 954. Donating a section of land to Emma Johnson, widow, formerly Emma Sanson, in consideration of public service.

H. 955. To protect the public roads where private individuals cut ditches across the roads for the purpose of draining their farms.

H. 973. To provide for the better maintenance of the public schools in Walker county, Alabama.

H. 1012. To prevent hogs from running at large in Jefferson county, Alabama.

H. 1052. To repeal an act to require the County Commissioners of Coneuch county to procure printed blank forms of certain conveyances and printed blank record books in conformity therewith for the use of and distribution by the Probate Judge of said county and to regulate the fees for recording the same.

H. 1101. For the relief of needy Confederate soldiers and sailors, resident citizens of Alabama, and their widows.

H. 1166. To repeal an act entitled an act to authorize the Mayor and Council of the town of Decatur, to negotiate a loan for the purpose of constructing sewers and making other permanent public improvements in said town and to issue bonds for the payment of said loan, approved February 28th, 1899.

MASSEY WILSON,
Clerk.

SIGNING OF SENATE AND HOUSE BILLS.

The President of the Senate in the presence of the Senate immediately after their titles had been publicly read by the Secretary, signed the foregoing Senate and House bills, whose titles are set out in the foregoing report of the Committee on Enrolled Bills and House message.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Moody, from Judiciary, favorably,

H. 806. To refund to Robert McKee certain moneys paid by him into the State Treasury.

Also—

H. 1152. To constitute a Board of Jury Commissioners for Choctaw and Washington counties.

Also—

H. 1273. For the relief of Osceola Evans, of Clay county.

By Mr. Moody, from Banking and Insurance, favorably—

S. 472. To relieve Graham Edwyn Merchant and Everlynn Merchant of the disabilities of non-age.

Also—

S. 473. To relieve James Smith Boyd of Macon county of the disabilities of non-age.

Also—

H. 922. To declare John G. Reynolds, a liner between the counties of Tuscaloosa and Green, a citizen of Tuscaloosa county.

By Mr. Matthews, from Penitentiary, favorably—

H. 836. To provide for the payment of fines and forfeitures in Tallapoosa county.

Also—

H. 883. To incorporate the Russellville High school in Franklin county, Alabama.

By Mr. Rather, from Commerce and Common Carriers,

H. 1051. To regulate the working and keeping in repair the public roads in Butler county, to authorize the issuance of bonds for such purposes, create a road fund for said county, and to create the office of Public Road Supervisor, and prescribe his duties and powers and provide for working convicts on the public roads.

Also—

H. 1240. To authorize and empower the Board of Revenue of Butler county to levy and collect a special tax not exceeding one-half of one per cent on the value of the property of the said county for the purpose of erecting bridges over streams along public highways in said county.

By Mr. Sowell, of Walker, from Local Legislation, favorably—

S. 482. To provide for the improvement of the public roads of Marengo county.

Also, favorably (with substitute)—

S. 483. To provide for the working of persons convicted of misdemeanors upon the public roads in Marengo county.

Also, favorably—

H. 710. To amend an act to provide a charter for the town of Carbon Hill, Alabama, approved February 14th, 1891. Acts 1890-91. Page 640.

Also—

H. 725. To exempt from public road duty the members of the Fire Company and the Hook and Ladder Company of Prattville, Alabama.

Also—

H. 918. To authorize the Court of County Commissioners of Shelby county to establish a depository for the Public Funds of said county.

Also (with amendment)—

H. 1195. To require the Court of County Commissioners of Crenshaw county to let out all bridge contracts at public outcry to the lowest responsible bidder.

Also—

H. 1203. To authorize and direct the Court of County Revenues for Dallas county, Alabama, to erect a new court house for said Dallas county, at Selma, Alabama, on land to be procured for the purpose.

Also—

H. 1204. To authorize the Court of County Revenues

of Dallas county, Alabama, to levy and collect a special tax for the purpose of building a new Court House for said county.

Also—

H. 1238. For the relief of D. J. Long, Sheriff of Washington county.

Also—

H. 1242. To amend Section Six of an act to establish and provide for the holding of a circuit court at Bangor, in the Western Division of Blount county, approved February 13, 1891.

Also—

H. 1325. To authorize the Probate Judge of Shelby county to prohibit the running at large of stock in said county under certain conditions.

Also—

H. 434. To provide for the assessment of State and county taxes on real property within the corporate limits of the City of Anniston.

Also—

H. 966. To authorize and direct the Commissioners' Court of Monroe county to have prepared a general index to the probate records of said county.

Also—

H. 1004. To make valid and chargeable against the fine and forfeiture fund of Lamar county, Alabama, certain witness script or witness certificates issued by the foreman of the grand juries of Lamar county, Alabama, and have said script or witness certificates paid by the treasurer of said county in the order of their registration, and to require the treasurer of said county to receive said script or witness certificates in payment of fines and forfeitures.

Also—

H. 1065. To permit and provide for the legal voters of Limestone county to decide by vote whether or not they will abolish "An act to create the office of cotton weigher of Limestone county, to provide for filling the same, and to prescribe the duties and compensation thereof," approved February 28, 1889.

By Mr. Horton, from Agriculture, favorably—

H. 511. To amend section 1 of an act, to prevent the running at large of stock in certain portions of Elmore county, approved February 18th, 1891.

Also—

H. 670. To prevent stock from running at large within the corporate limits of the City of Greenville, and in certain other localities in Butler county, Alabama.

Also (with amendment)—

H. 732. To amend section 6 of an act entitled "An act for the protection of land and plantations from depredations by stock in Bullock county," approved December 8th, 1880, approved February 11th, 1883, approved February 13th, 1897.

Also—

H. 793. To prevent stock from running at large in parts of sections 31 and 34 of Calhoun county, Township 15, Range 6.

Also—

H. 952. To amend section 1 of an act entitled "An act to prevent the running at large of stock in certain portions of Talladega county," approved February 2nd, 1897.

Also—

H. 1133. To prevent stock from running at large in Pike county, Alabama.

Also—

H. 1205. To provide and establish a stock law for Fayette county, Alabama.

By Mr. Sowell, of Limestone, from Privileges and Elections, favorably—

H. 559. To relieve Walter W. Walker, of Crenshaw county, of the disabilities of non-age.

Also—

H. 923. To remove the disabilities of non-age of William J. Pearson, a minor under the age of eighteen years.

Also—

H. 1057. To relieve Albert C. Walker and John F. Walker, of Henry county, of the disabilities of non-age.

By Mr. Nunnellee, from Printing, favorably—

H. 1102. To amend sections 3386, 3387, 3389 and 3403 of the Code of 1896.

Also—

H. 1103. To amend sections 1984 and 1985 of the Code of 1896.

By Mr. Grant, from Temperance, favorably—

S. 484. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors in Tallapoosa county, outside of incorporated towns in said county.

Also—

H. 1256. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, wines, ciders or other intoxicating beverages within six miles of Falkville, Morgan county, Alabama.

By Mr. Brown, from Revision of Laws, favorably,

H. 43. To limit the amount of costs recovered in civil actions before justices of the peace in and for Mobile county.

Also—

H. 543. To repeal an act entitled an act to establish the Haw Ridge public school district, in Dale and Coffee counties.

Also, (with amendment)—

H. 1117. To amend section thirteen of an act, entitled an act to establish a new charter for the city of Cullman, Alabama, approved December 12, 1890.

By Mr. Moore, from Corporations, favorably—

H. 942. To amend sections five (5) and seven (7) of an act to incorporate the inhabitants and territory formerly embraced within the corporate limits of the municipal corporation (since dissolved) styled the "City of Selma," and to establish a local government therefor, approved February 17, 1883.

By Mr. Meador, from Finance and Taxation, adversely—

S. 258. To authorize and empower the Merrimack Manufacturing company, a corporation of the State of Massachusetts, to own, build, construct, purchase and operate cotton mills and other manufacturies in Madison county, in this State; to confer upon it other powers enumerated in this act; and to exempt its mills and factories so erected from taxation for ten years.

Also, favorably—

S. 470. To authorize the Court of County Commissioners of Shelby county to establish a depository for the public funds of said county.

Also, adversely—

S. 471. To provide for and fix a license tax on all option contracts for the purchase of land or any interest therein.

Also, favorably—

S. 477. To authorize the Commissioners' Court of Sumter county to issue bonds for the improvement of certain public roads in said county.

Also—

H. 1047. To authorize the Commissioners' Court of Etowah county to levy a tax for working the public roads of said county and to provide for keeping said roads in repair.

By Mr. McCain, from Education, favorably—

S. 425. To carry into effect a pending bill in Congress of the United States entitled "An act to grant lands to the State of Alabama for the use of the Industrial School for Girls of Alabama and of the Tuskegee Normal and Industrial Institute."

By Mr. Thompson, from Public Health, favorably—

S. 478. To amend section 2438 of the Code of 1896.

Also—

S. 479. To amend section 2441 of the Code of 1896.

Also—

S. 474. To amend section 3260 of the Code of 1896.

By Mr. Moore, from Corporations, favorably with amendment—

H. 606. To establish a new charter for the District of Opelika.

By Mr. Rather, from Commerce and Common Carriers, favorably with an amendment—

H. 656. To authorize and empower the Commissioners' Court of Tuscaloosa county to build and maintain a bridge across the Warrior river at or near Foster's ferry, in the county of Tuscaloosa, to issue bonds for the purpose of building the same, to make the same a toll bridge and to prescribe and regulate the tolls to be charged therefor.

By Mr. Horton, from Agriculture, favorably—

H. 1261. To prevent the beating of drums on the public highways or roads in Beats Nos. 1, 3 and 10, in Hale county.

Also, favorably—

H. 1161. To incorporate the Greensboro Loan company.

Also (with amendment)—

H. 1114. To create a new charter for the town of Greensboro, Hale county.

By Mr. Brown, from Revision of Laws, favorably—

H. 331. To amend Section 22 of an act entitled an ac to establish the City Court of Gadsden, approved February 18th, 1891.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 817. To prescribe and regulate the trial of misdemeanors.

H. 869. To establish a separate school district at Langdale, in Chamblers county, in this State.

H. 889. To incorporate the Jackson club.

H. 838. To authorize the Court of County Commissioners of Tuscaloosa county to levy and collect annually a special tax for the erection of necessary public buildings and bridges and to provide how said money shall be kept and expended.

H. 1284. To authorize an election in Limestone county to determine whether or not one hundred thousand (\$100,000) dollars worth of bonds shall be issued for the purpose of building pike or macadamized roads in said county and to authorize the issue of said bonds by the Commissioners' Court, provided a majority of the legal voters in said election vote for the bond issue.

H. 1098. To relieve Phillip L. Bunn and Marie H. Bunn of the disabilities of non-age.

H. 506. To regulate the fees of witnesses in criminal cases in the County of Chilton.

H. 1105. For the protection of land and property against the depredation of live stock in portions of precinct No. 1, in Autauga county, Alabama.

H. 1124. To authorize the Mayor and Aldermen of the city of Opelika to issue bonds for said city for an amount not more than fifty thousand dollars for the purpose of constructing sewers and for building school houses and furnishing the same and for paying whatever floating or outstanding debts the city may have on the first day of May, 1899, not to exceed thirty thousand dollars and to purchase or erect, as the said Board may deem advisable, an electric light plant for said city and to purchase and erect, as the Board may deem advisable, a system of water works for said city.

H. 1134. To repeal an act entitled an act to incorporate the town of McFall, in Talladega and Calhoun counties, Alabama, and to prescribe certain powers, and to create a separate school district within certain limits, approved December 16, 1898.

H. 1153. To amend subdivision 35 of Section 4122 of the Code of Alabama.

H. 1163. To declare H. D. Lewis, a liner between the counties of Dallas and Lowndes, a citizen of Lowndes county.

H. 1250. For the relief of R. A. Dubois, of Hale county, Alabama.

H. 1305. For the relief of H. W. Slaughter late sheriff and tax collector of Baldwin county, Alabama.

H. 1332. To allow magistrates and constables the same fees in Baldwin and Lawrence counties that sheriffs and clerks of the Circuit Court receive now by law for like services.

H. 20. To require passenger trains on railways in this State to stop at certain stations nearest the court house town of every county in this State and to prescribe who shall establish such stations and to fix penalties for the violation of such requirements.

H. 393. To amend Section 4583 of the Code of 1896.

H. 746. To prohibit the manufacturing of vinous spirituous or malt liquors or to sell, give away or otherwise disposing of vinous spirituous or malt liquors or other intoxicating beverages, within six miles of Marion Hill Baptist church, in Beat 17, in Henry county.

H. 509. To prohibit the selling, giving away or otherwise disposing of alcoholic, spirituous, vinous or malt liquors, or intoxicating bitters or beverages, within five miles of the West Alabama Agricultural School and Experiment Station building, in the town of Hamilton and within five miles of the Methodist church in the town of Winfield and within a half mile of the Cedar Tree Methodist, near Hackleburg, in Marion county, Alabama.

H. 784. To declare the wife a competent witness for her husband and the husband a competent witness for his wife, in criminal cases.

H. 863. To better provide for the working and maintenance of the public roads in Chambers, Lamar, Lawrence, Lowndes, Clay and Cleburne counties.

H. 868. To provide for the recording of judgments obtained before justices of the peace and notary public having jurisdiction of a justice of the peace in Chambers and Tallapoosa counties, in this State.

H. 982. To fix the compensation of the sheriff of Cleburne county for ex officio services.

H. 1263. To regulate the times of the opening of the Circuit Courts on the first day thereof, in the third and eighth judicial circuits.

H. 1219. To prevent stock from running at large in the following described boundaries in beat 3, Calhoun county, Alabama.

H. 1268. To establish a separate school district to be known as the Edwin scholl district, in the county of Henry, and for the management of the schools thereof.

H. 1309. To provide for the holding of the Circuit and Chancery Courts when the judges or chancellors thereof fail to attend regular term, by a supernumerary judge and to prescribe his powers, duties and pay and to provide for the election of such judge.

H. 1337. To authorize the county of Elmore to issue and sell bonds of said county to an amount not exceeding fifty thousand dollars, for the purpose of building bridges and to purchase the iron bridge across the Coosa river, at Wetumpka, in said county.

H. 1067. To authorize Fletcher Driver, minor heir of John F. Driver, deceased, under the age, eighteen years, to convey certain lands herein described in Clarke county, Alabama.

And has originated and passed and ordered forthwith to the Senate, without engrossment,

H. 567. For the relief of Mary E. Dell, of Dale county, widow of a Confederate veteran, who was omitted from the pension rolls for the years 1896-97-98, under an act entitled "An act for the relief of needy Confederate soldiers and sailors, residents of Alabama, who from wounds or other causes are now unable to earn a livelihood and for the widows of such as were killed or died in said war and have not since re-married," approved February the 13th, 1891.

H. 593. To establish a separate school district in Cherokee county and to define the boundaries thereof.

H. 608. To provide for the payment of a reward of one hundred dollars for the arrest and delivery to the proper authorities of any person who has killed another and is fleeing or attempting to flee.

H. 789. To confer chancery jurisdiction on the Circuit Court of Marion county.

H. 895. To prescribe the time when the final decrees in the chancery court of Jefferson county shall pass beyond the power of the court.

H. 914. To relieve William P. Munden, Jr., of Perry county, Alabama, a minor, twenty years of age, of the disabilities of non-age.

H. 929. To regulate and fix the time and place for assessing and collecting the taxes of Butler county.

H. 1036. To incorporate the Alabama Wage Earners Mutual Aid Association.

H. 1049. To abolish the Commissioners' Court of Butler county.

H. 1093. For the relief of Jos. H. Lumpkins, as sheriff of Dallas county.

H. 1094. To regulate the fine and forfeiture fund of Blount county.

H. 1111. To increase the amount paid to the sheriff of Escambia county, for ex officio services.

H. 1141. To amend sections one, two and six of an act approved Feb. 16, 1891, entitled "An act to incorporate the Evergreen Industrial and Normal school so as to read as follows:"

H. 1151. To prevent stock from running at large in the following described territory, in beat 8, in Calhoun county.

H. 1182. To fix the compensation of members of the court of county revenues of Dallas county.

H. 1187. To authorize the city council of Greenville, Butler county, Alabama, to levy a license tax for the City of Greenville.

H. 1214. To incorporate the town of McFall, in Talladega and Calhoun counties, Alabama.

H. 1230. To confirm the incorporation and amend the charter of the Selma Park Driving Association.

H. 1235. To abolish the corporation of Fayetteville, in Fayette county, Alabama.

H. 1244. To regulate the trial of misdemeanors in Madison county.

H. 1249. To declare John George a liner between the counties of Hale and Perry, a citizen of Hale county.

H. 1269. To incorporate the Social Reading Club, of Birmingham, Alabama.

H. 1335. To regulate the letting of contracts for printing and stationery, in the county of Tuscaloosa.

H. 1338. To empower the Wetumpka Bridge Company to sell to Elmore county and to empower the county of Elmore to purchase the bridge of said Wetumpka Bridge Company, across the Coosa river, at Wetumpka, together with the rights of way and appurtenances; to be held and used as a toll bridge for a period of twelve months from the passage of this act, and then to be used as a free public bridge.

H. 1358. To prohibit the sale of spirituous, vinous or malt liquors within one mile of the Universalist church, near Ariosta, in Dale county.

H. 1360. To authorize the court of county commissioners of DeKalb county to levy a special tax for the purpose of paying the outstanding bonds of said county, issued for the purpose of building a court house, and of repairing the jail, and furnishing the court house of said county with furniture and to pay the interest on said bonds.

H. 1210. To establish a separate school district in Randolph county.

H. 1369. To provide for the working of certain convicts upon the roads of Limestone county.

H. 1350. To authorize and empower the Mayor and Council of the town of Greensboro, Alabama, to issue bonds in a sum not to exceed ten thousand dollars for the purpose of borrowing money to pave, macadamize, chert, or otherwise improve the streets of said town.

H. 1258. To amend Section Five (5) of an Act approved February 15, 1895, entitled "An Act to create a lien in favor of the owners or keepers of pastures for the payment of their charges for pasturing stock in the counties of Wilcox and Dallas."

H. 944. For the relief of Ezekiel Watson of Covington.

ton county from further liability as surety on the official bond of W. A. Woodham, as tax collector of said county.

H. 1084. To prevent stock from running at large in the following described territory in Beat 3 in Calhoun county, Alabama.

H. 1368. To direct the Secretary of State to provide the law library of the University of Alabama with a set of Acts of the General Assembly of Alabama, and with one copy each of the Journals of the House and Senate.

H. 1011. To provide for holding an election to decide whether or not the legal voters of Beat Seven, otherwise known as Pleasant Grove Beat, in Limestone county, will repeal an Act entitled "An Act to prohibit the sale, giving away or otherwise disposing of any alcoholic, vinous or malt liquors or intoxicating drinks or beverages within three (3) miles of Wesley's Chapel, in Shoulford Beat, in Limestone county. Also Beats 5, 6 and 7, known respectively as Gilbertsboro, Wickham and Pleasant Grove, in West Limestone," approved Feb. 17, 1897, in so far only as the same relates to Beat 7, or Pleasant Grove Beat.

H. 1100. To amend Section 3830 of the Code of Alabama so far as it relates to the eighth division.

H. 772. To authorize and empower the Merrimack Manufacturing Company, a corporation of the State of Massachusetts, to own, build, construct, purchase and operate cotton mills and other manufactories in Madison county in this State; to confer upon it other powers enumerated in this Act; and to exempt its mills and factories so erected from taxation for ten years.

H. 345. To repeal an Act to more effectually secure competent and well qualified jurors for the county or Marengo, approved December 9th, 1896.

H. 292. To incorporate the Eagle Hook and Ladder Company, Number 1, of the City of Demopolis, Marengo county, Alabama.

H. 773. To incorporate the Douglass High School in Marshall county.

H. 704. To fix the compensation of watchmen at the capitol.

H. 1357. To empower the Board of Revenue and Road Commissioners of Mobile county to purchase and improve the Old Shell Road.

H. 907. To regulate the service and execution of process issued by justices of the peace and notaries public with ex officio powers of justices of the peace of Mobile county, Alabama.

H. 1299. To define the jurisdiction of justices of the peace and notaries public who are ex officio justices of the peace of Precincts Nos. 5 and 10 in Morgan county, and provide for service of all process from their courts.

H. 947. To authorize the town of Highland Park in the county of Montgomery, to hold an election to determine whether bonds in amount not less than five nor more than ten thousand dollars shall be issued by said town for the improvement of the streets and sidewalks therein.

H. 1014. To remove the disabilities of non-age of Archibald Moore of Pike county.

H. 968. To regulate the fees of justices of the peace and notaries public examining the jurisdiction of justices of the peace in Perry county, Alabama.

H. 1042. To prevent the leaving of wells in Perry county, Alabama, uninclosed or exposed.

H. 816. To provide the mode of giving bail in misdemeanors.

H. 1349 To amend Sections 9, 12 and 14 of an Act entitled "An Act to establish a new charter for the town of Roanoke of Randolph county, Alabama," approved Dec. 11, 1890.

H. 1211. To prohibit the sale, giving away or disposing of vinous or malt liquors, intoxicating ciders, bitters or beverages, or fruits preserved in alcoholic

liquors within two miles of the "Florence Tallman Chapel" in Russell county, Alabama.

H. 1245. To amend Section 4715 of the Code of Alabama.

H. 958. To amend an Act entitled "An Act for the preservation of game in Conecuh county," approved December 11, 1894; amended February 13th, 1897.

H. 813. To incorporate Stark's Classical and Scientific School at Montgomery, Montgomery county, Alabama.

H. 418. To incorporate the Birmingham Railway, Light and Power Company.

H. 832. To authorize the manufacture of alcoholic liquors in Township 20 of Range 23, in Tallapoosa county.

H. 1194. To amend Section 4 of an Act entitled "An act to incorporate the town of Camp Hill," approved February 18, 1895.

H. 1213. To establish a charter for the City of Estaboga, in Talladega county, Alabama.

H. 1146. To repeal Sections 4593, 4594, 4595, 4596, 4598 and 4599 of the Code in so far as they relate and apply to the county of Cullman.

H. 877. To amend an act to establish a separate school district to be known as the Whatley School District of Clarke county, Alabama, approved February 18, 1897.

H. 904. To incorporate the Guin High School at Guin, Marion county, Alabama.

H. 972. To amend section 3927 of the Code of Alabama.

H. 995. For the relief of A. B. McEachin.

H. 1125. To allow stock to run at large in certain parts of Beat 5, Lee county.

H. 1196. To establish a new charter for the city of Birmingham, Alabama.

HOUSE MESSAGES.

The House bills in the foregoing House message

were severally read once and referred to appropriate committees, as follows:

H. 817. 397, 1094, 1244, 345, 968, 1042, 1146 to Revision of Laws.

H. 869. 1268, 593, 1210, 773, 877, 904 to Education.

H. 889. 1036, 1141, 1214, 1230, 1235, 1269, 292, 813, 418 to Corporations.

H. 838. 1335 to Banking and Insurance.

H. 1284. 1098, 567, 914, 1369, 1014 to Privilege and Elections.

H. 506. 789 to Penitentiary.

H. 1105. 1250, 1249, 1258, 1084, 1125, 1151 to Agriculture.

H. 1124. 1163, 868, 1219, 1337, 1067, 1049, 1093, 1338, 772, 1357, 958 to Local Legislation.

H. 1134. 784, 1263, 1309, 895, 1368, 1100, 907, 1299, 816, 1349, 1213 to Judiciary.

H. 1153. 20, 863, to Commerce and Common Carriers.

H. 746, 509, 1358, 1011, 1211, 832 to Temperance.

H. 1305, 982, 608, 929, 1111, 1182, 1187, 1360, 1350, 944, 704, 947, 1245, 972, 995 to Finance and Taxation.

H. 1194, 1196 to Municipal and County Organization.

RECOMMITMENT OF BILLS.

On motion of Mr. Deans, of Shelby, the bills:

S. 462. To authorize the County of Elmore to issue and sell bonds of said county to an amount not exceeding fifty thousand dollars for the purpose of building bridges and to purchase the iron bridge across the Coosa river at Wetumpka, in said county.

S. 463. To empower the Wetumpka Bridge company to sell to Elmore county, and to empower the county of Elmore to purchase the bridge of said Wetumpka Bridge Company across the Coosa river at Wetumpka, together with its rights of way and appur-

tenances, to be held and used as a toll bridge for the period of twelve months from the passage of this Act, and then to be used as a free public bridge.

Were recommitted to the Committee on Local Legislation.

REPORT OF THE COMMITTEE ON RULES.

Mr. Matthews offered a substitute for the substitute reported by the Committee on Rules, on yesterday, relating to the pay of the Senate Committee Clerks, as follows:

Resolved, That the Senate Committee Clerks be paid four (4) dollars per day from February 4th, 1899, the date this resolution was introduced in the Senate.

The substitute offered by Mr. Matthews was adopted, and the resolution was adopted.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill and ordered the same sent forthwith to the Senate without engrossment:

H. 1253. To exempt cotton and other argicultural products from taxation in the hands of the producer, or in the hands of the purchaser, purchasing the same for prompt shipment.

MASSEY WILSON,

Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 1253. To Finance and Taxation.

The Senate next considered

BILLS ON THIRD READING.

The bill,

S. 475. To provide that all causes of action, both civil and criminal, within the jurisdiction of a Circuit Court, and arising in Beat No. 2, of Barbour county, shall be cognizable, heard and determined by the Circuit Court at Eufaula in said county, and not elsewhere.

Was read a third time and passed Yeas, 19; nays, 0.

Yeas :

Messrs. President, Deans of Shelby, Deens of Covington, Grant, Hall, Jelks, Lee, McCain, Meador, Moody, Moore, Pullev, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—19.

The bill,

H. 988. To correct erroneous sales of property for taxes, to provide for the protection of real estate bid in by the State, at tax sale, and to regulate and provide for the sale and redemption of real estate bid in for the State at tax sale.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas :

Messrs. President, Brown, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Thompson—19

The bill,

H. 1174. To regulate the fees of constable of Beat 7, Tallapoosa county.

Was taken up.

On motion of Mr. Stevens, the amendment reported by the committee was laid on the table.

And the bill was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deens of Covington, Grant, Hall, Lee, Matthews, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Thompson, Windham—17.

The bill,

H. 1167. To establish a separate school district in Randolph county.

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Buchanan, Deens of Covington, Grant, Hall, Jelks, Jenkins, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—18.

The bill,

H. 1112. For the relief of the sureties on the official bond of Allen F. Johnston, ex-Tax Collector of Escambia county.

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Buchanan, Deens of Covington, Hall, Horton, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—21.

The bill,

H. 1266. For the preservation of game animals and birds in Dallas county.

Was taken up.

The substitute reported by the committee was adopted.

And the bill, as amended, was read the third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Horton, Hurst, Lee, Matthews,

McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—21.

The bill,

H. 941. To ratify and confirm the incorporation of the Decatur Light, Power and Fuel Company, and to enlarge its powers.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Horton, Jelks, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—20.

The bill,

H. 125. To make the fees of constables in the counties of Talladega, Choctaw, Montgomery, Monroe, Covington, Shelby, Winston, St. Clair, Clay, Jefferson, Cleburne, Cherokee, Calhoun, Sumter, Randolph, Pickens, Etowah, DeKalb, Blount, Bibb, Crenshaw, Henry, Coffee, Butler, Elmore, Tuscaloosa, Perry, Hale, Chilton, Chambers, Coosa, Dallas and Bullock, the same as sheriff's fees when they perform the same or similar services.

Was taken up.

The amendment reported by the committee, as follows:

Amend by saying, this bill shall apply to work done in civil cases and shall not apply in criminal cases.

Was adopted, and the bill, as amended, was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Deens of Covington, Grant, Horton, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—19.

The bill,

S. 441. To authorize the Commissioners' Court of Greene county to divide said county into road pre-

cincts, and to appoint and employ road overseers, to have supervision of the public roads in said county, and to direct and prescribe the duties of said overseers, and to provide for paying said overseers, and to define the duties of said overseers, and to authorize the Commissioners' court of Greene county to purchase for said county necessary tools, road machines, implements and plows to be used for repairing, working and improving the public roads in said Greene county, and to provide for the improvement of the public roads in Greene county.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Horton, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—20.

The bill,

S. 424. To amend Section 1009 of the Civil Code, 1896.

Was read a third time and passed. Yeas, 19; nays 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Horton, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Thomason, Thompson, Windham—19.

The bill,

H. 846. To authorize the city of Sheffield, Alabama, to grant exemption from municipal taxes to manufacturing establishments operating in said city.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Horton, Jenkins, Lee, Matthews,

McCain, Meador, Moody, Moore, Nunnellee, Pulley Rather, Sowell of Walker, Stevens, Thomason, Windham—20.

The bill,

H. 425. To relieve Robert and Gipsev Blue, minors, seventeen and nineteen years of age, respectively, from disabilities of non-age.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Hall, Horton, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—22.

The bill,

S. 44. To amend section 2849 of the Code of 1896 so far as the same relates to Jefferson county.

Was taken up.

Mr. Thompson offered an amendment to strike out so far as the same relates to Jefferson county.

Which was adopted.

And the bill, as amended, was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Hall, Jelks, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—20.

The bill,

H. 369. To amend an act entitled an act to promote and secure the erection of cotton mills and factories in the State of Alabama, approved February 13th, 1897, so as to include starch mills and factories, or any other mills or factories of every nature, kind and description.

Under an adverse report from the committee on Finance and Taxation.

Pending consideration of the report,

ADJOURNMENT.

On motion of Mr. Jelks, at 1.30 o'clock p. m., the Senate adjourned until tomorrow morning at 10.30 o'clock.

FORTY-THIRD DAY.

Saturday, February 11, 1899.

The Senate met pursuant to adjournment.

Prayer by Rev. Mr. Ivey of Bessemer.

Present:

Messrs. President, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deans of Covington, Grant, Hall, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—26.

JOURNAL.

On motion of Mr. McCain, the reading of the journal of yesterday was dispensed with, and it was approved.

LEAVES OF ABSENCE.

Leave of absence was granted to Messrs. Horton and Thompson for today.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Rather—

S. 498. To authorize and empower the Decatur Min-

eral and Land Company, a corporation, to list certain of its lands to the tax assessor of Morgan county in acreage.

Judiciary.

By Mr. Deens, of Covington—

S. 499. To authorize the Court of County Commissioners of Conecuh county to establish an additional voting precinct in Beat 5, Conecuh county.

Local Legislation.

By Mr. Jelks, by request—

S. 500. To create a separate school district in Midway, Alabama, to define its boundaries and provide for the maintenance of schools therein.

Education.

By Mr. Meador—

S. 501. To amend subdivision four of section 3911 of the Code of Alabama with reference to the assessment of stock of merchandise.

Finance and Taxation.

By Mr. Lyons, by request—

S. 502. To provide against the destruction of timber.

Judiciary.

JOINT RESOLUTION.

Mr. Buchanan offered the following joint resolution, which was adopted, as follows:

Whereas, A resolution has been introduced into the House of Representatives condemning the presence of lobbyists of the good women, the ministry and others that are interested in the cause of temperance in the State of Alabama as an effort to unite State and church together, so as to be a menace to constitutional liberty.

Therefore, Be it resolved by the Senate, the House concurring, that the presence of these good men and women in the halls and lobbies of the capitol in an honest effort to secure legislation in behalf of sobriety, humanity and Christianity is in no sense an effort to

unite church and State to the detriment of constitutional liberty.

RESOLUTION.

Mr. Brown offered the following resolution, and moved that it be immediately considered :

Resolved, That the committee on Local Legislation is hereby directed to report to the Senate, not later than immediately on its reassembling this afternoon, House bill No. 986, to establish a Board of Revenue for Jefferson county and for the abolishment of the court of County Commissioners of said county.

The president of the Senate ruled that the resolution was not of such a character as demanded immediate consideration and referred the same to the committee on Rules.

From this decision, Mr. Brown appealed.

The question being stated : Shall the decision of the chair stand as the decision of the Senate?

The Chair was sustained. Yeas, 11; nays, 10.

Yeas :

Messrs. Buchanan, Deans of Shelby, Deens of Covington, Grant, Hall, Jelks, Moore, Nunnellee, Pulley, Sowell of Walker, Thomason—11.

Nays :

Messrs. Brown, Caffee, Lyons, Matthews, McCain, Meador, Rather, Sowell of Limestone, Stevens, Windham—10.

Mr. Jenkins announced that he was paired with Mr. Brooks; and that he would vote no and Mr. Brooks yea.

By leave Mr. Matthews offered a resolution, as follows :

Resolved, By the Senate that the officers of the Senate who remain at the capitol and work on the occasion of the visit to the Legislature to Mobile be allowed their per diem.

Which, on his motion, was immediately considered and adopted.

MESSAGE FROM THE HOUSE.

Mr. President:

S. 225. The House has adopted the Joint Resolution requesting the Speaker of the House and President of the Senate to erase their signatures from Senate bill No. 225.

And the House passed the Senate bill,

S. 173. To punish the making or certifying false and fraudulent abstracts of title.

And the House concurred in the Senate amendments to the following House bills:

H. 466. To fix the salary of the health officer of Elmore county, and to provide for the payment of the same.

H. 917. To prescribe the duty of tax collector in collecting taxes in Pike county and to repeal sections 4003, 4004, 4005 and 4007 of the Code as to Pike county.

H. 996. To relieve Joseph Lambert, as Tax Collector of Wilcox county, Alabama, by refunding to him the money lost by him, as said Tax Collector by failure of the Commercial Bank of Selma, Alabama, and by him paid into the Treasury of the State of Alabama, and into the treasury of Wilcox county, Alabama.

H. 279. To regulate the payment of expenses by the state for removing prisoners who are arrested and confined in jail in counties other than those in which they are triable.

H. 898. To procure for the children of Madison county more efficient public instruction.

And the House concurred in the Senate Joint resolution granting to the Medical Association of the State of Alabama privilege to have erected in the Capitol building or grounds, a statue of the late Dr. Jerome Cochran.

And the House has passed the following Senate bills:

S. 416. To amend section 908 of the Code of 1896 and

to fix the time of holding the Circuit court in the Tenth Circuit of Alabama composed of the counties of Winston, Walker and Jefferson.

S. 350. To prohibit the sale, giving away or otherwise disposing of vinous, spirituous, malt liquors, intoxicating bitters or blackberry wine in Beat No. 3, commonly known as Red Bank Beat in Lawrence county, Alabama.

S. 98. To incorporate the tribes of the Improved Order of Red Men in the State of Alabama.

S. 435. To amend an act entitled an act to establish the Tuscaloosa county law and equity court, approved December 9, 1896, by amending sections 5, 6, 8, 9 and 28 and by adding section 34 and 35.

S. 390. To create a separate school district in Montgomery county to be known as the Mount Meigs School District.

S. 302. To confirm the incorporation of the Standard Club of Montgomery, Alabama, and to enlarge the powers and capacities of said club.

S. 391. To prohibit the sale, giving away or disposing of spirituous, vinous or malt liquors or any intoxicating bitters or beverages within five miles of Center Springs Methodist Episcopal Church, South, in Pickens county, Alabama.

S. 144. To constitute the probate Judge, Sheriff and Clerk of the Circuit court of St. Clair county a board of jury commissioners.

And the House has amended as therein shown, and, as amended, has passed Senate bill,

S. 91. To make the fees of bonded constables in the counties of Madison, Escambia, Coffee, Morgan and Geneva, the same as sheriff's fees when they perform the same or similar services.

And the House has amended by way of a substitute, and, as amended, has passed the following Senate bills:

S. 438. To require the Commissioners' Court of Madison county, Alabama, to publish semi-annual statements of receipts and expenditures.

S. 365. To authorize the Mayor of Calera to issue city bonds not exceeding six thousand dollars for the purpose of aiding in the erection of a county court house in the city of Calera, Alabama.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

S. 225. The Senate concurred in the House Joint resolution, requesting the Speaker of the House and the President of the Senate to erase their signatures from the Senate Bill 225.

S. 91. Also concurred in the House amendment to the Senate bill, S. 91, to make the fees of bonded constables in the counties of Madison, Escambia, Coffee, Morgan and Geneva the same as sheriff's fees when they perform the same or similar services.

Yeas, 19; nays, 0.

Yeas :

Messrs. President, Caffee, Deans of Shelby, Deens of Covington, Grant, Jelks, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Windham—19.

Also concurred in the House amendment to the Senate bill,

S. 438. To require the Commissioners' Court of Madison county, Alabama, to publish semi-annual statement of receipts and expenditures.

Yeas, 18; nays, 0.

Yeas :

Messrs. President, Brown, Buchanan, Caffee, Deens of Covington, Grant, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—18.

Also concurred in the House amendment to the Senate bill,

S. 365. To authorize the Mayor of Calera to issue City bonds not exceeding six thousand dollars for the

purpose of aiding in the erection of a County Court House in the city of Calera, Alabama.

Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Deens of Covington, Grant, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—18.

ERASURE OF SIGNATURE.

S. 225. In accordance with the joint resolution heretofore concurred in, the President of the Senate erased his signature from the Senate bill, S. 225.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. McCain, from Judiciary, favorably—

H. 1349. To amend sections, '9 12 and 14 of an act entitled an act to establish a new charter for the town of Roanoke of Randolph county, Alabama, approved December 11th, 1890.

By Mr. Moore, from Corporations, favorably, with substitute—

S. 480. To authorize and empower the city of Birmingham, Alabama, the corporate name of which said city is the Mayor and Aldermen of Birmingham, to establish, purchase and maintain and operate and own an electric light and power plant for the supply of the city and other consumers with electric light and power and to issue bonds secured by lien on same in payment or exchange thereof.

Also, favorably (with substitute)—

S. 481. To authorize the city of Birmingham, the corporate name of which city is the "Mayor and Aldermen of Birmingham" to buy, build, erect and own,

maintain and operate water works for the supply of said city and other consumers with water and to issue and sell or exchange said bonds for said purposes.

Also, favorably—

H. 578. To reincorporate and establish a new charter for the town of Elba.

Also—

H. 867. To incorporate the White People's Missionary Baptist church in Lafayette, Alabama.

Also—

H. 1306. To prevent hunting on the lands in Beat No. 4, Bibb county, Alabama, without the written consent of the owner or person having control of such land.

Also—

H. 1320. To incorporate the town of Pickett Springs in the county of Montgomery.

Also—

H. 517. To prevent the obstruction of drains, creeks, branches, ditches or water courses and to provide for keeping open the same in Perry county.

Also—

H. 653. To regulate the fees of the sheriff of Perry county for executing process issued by justices of the peace.

Also—

H. 1060. To authorize the Mayor and Councilmen of the city of Demopolis to issue bonds of said city for an amount not exceeding twenty-five thousand dollars for the purpose of taking up and refunding the bonds and interest thereon now due and outstanding by said city.

Also—

H. 1149. To incorporate Union Grove High school.

Also—

H. 1191. To amend an act entitled an act to incorporate the Guarantee Trust and Surety company, approved February 11th, 1897, by conferring upon the corporation therein authorized additional powers and to change provision thereof in respect to meetings of stockholders.

By Mr. Matthews, from Penitentiary, favorably—

S. 488. To amend section 1 of an act to grant a new charter for the town of Guin, Marion county, Alabama, approved December 14, 1898.

By Mr. Sowell, of Walker, from Local Legislation, favorably—

H. 772. To authorize and empower the Merrimack Manufacturing Company, a corporation of the State of Massachusetts to own, build, construct, purchase and operate cotton mills and other manufactories in Madison county in this state; to confer upon it other powers enumerated in this act and to exempt its mills and factories so erected from taxation for ten years.

Also—

H. 1049. To abolish the Commissioners' court of Butler county.

Also—

H. 958. To amend an act entitled an act for the preservation of game in Conecuh county, approved December 11, 1894, and February 13, 1897.

Also—

H. 1093. For the relief of Joseph H. Lumpkin, as Sheriff of Dallas county.

Also—

H. 868. To provide for the recording of judgments obtained before Justices of the Peace and Notary Public, having jurisdiction of a Justice of the Peace in Chambers and Tallapoosa counties in this State.

Also—

H. 1067. To authorize Fletcher Driver, minor heir of Jno. F. Driver, deceased, under the age of eighteen years, to convey certain lands herein described in Clarke county, Alabama.

Also, with amendment—

H. 1124. To authorize the Mayor and Aldermen of the city of Opelika to issue bonds for said city for an amount not more than fifty thousand dollars for the purpose of constructing sewers and for building school houses and furnishing the same and for paying what-

ever floating or outstanding debts the city may have on the first day of May, 1899, not to exceed \$30,000, and to purchase or erect as the said board may deem advisable, an electric light plant for said city, and to purchase or erect as the board may deem advisable, a system of water works for said city.

Also, favorably—

H. 1163. To declare H. D. Lewis, a liner between the counties of Dallas and Lowndes, a citizen of Lowndes county.

Also, with amendment—

H. 1192. To authorize the Mayor and Aldermen of the city of Florence to cause or procure the streets, sidewalks, avenues and alleys of said city to be graded, gravelled, paved, curbed or otherwise improved with the material and in the manner prescribed by said Mayor and Aldermen; to assess the cost of all such improvement against the abutting property according to the frontage thereof, or according to benefit to said property to make such assessment a lien on said land or lots; to prescribe a method for the enforcement of such liens; to provide a method for the payment of such assessments and to issue bonds to anticipate such payments.

Also, favorably—

H. 1219. To prevent stock from running at large in the following described boundaries in Beat three (3) Calhoun county, Alabama.

By Mr. Grant, from Temperance, favorably—

H. 509. To prohibit the selling, giving away or otherwise disposing of alcoholic, spirituous, vinous or malt liquors or intoxicating bitters or beverages within five miles of the West Alabama Agricultural school and Experiment Station building, in the town of Hamilton, and within five miles of the Methodist church in the town of Winfield, and within half a mile of the Cedar Tree Methodist church, near Hackleburg, in Marion county.

Also—

H. 746. To prohibit the manufacturing of vinous,

spirituous or malt liquors or to sell or give away or otherwise dispose of vinous, spirituous or malt liquors or other intoxicating beverages within six miles of Union Hill Baptist church, in Beat 17, in Henry county.

Also—

H. 1211. To prohibit the sale, giving away or otherwise disposing of vinous or malt liquors, intoxicating ciders, bitters or beverages or fruits preserved in alcoholic liquors within two miles of the "Florence Tallman Chapel" in Russell county, Alabama.

Also—

H. 1358. To prohibit the sale of spirituous, vinous or malt liquors within one mile of the Universalist church, near Ariosta, in Dale county, Alabama.

By Mr. Meador, from Finance and Taxation, favorably—

H. 929. To regulate and fix the times and places for assessing and collecting the taxes of Butler county.

Also—

H. 1187. Authorizing the City Council of Greenville, Butler county, Alabama, to levy a license tax for the city of Greenville.

Also—

H. 1350. To authorize and empower the Mayor and Council of the town of Greenboro, Alabama, to issue bonds in a sum not to exceed ten thousand dollars for the purpose of borrowing money to pave, macadamize, chert or otherwise improve the streets of said town.

Also—

H. 1237. To provide for the compensation of the commissioners appointed to investigate the indebtedness of the State of Alabama to the State University.

REPORT OF COMMITTEE ON RULES.

Mr. Matthews, from the Committee on Rules, reported favorably the House joint resolution,

H. J. R. 761. Memorializing the Federal Congress to propose an amendment to the constitution.

The report was concurred in, and the resolution was concurred in.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 642. To amend ratify and confirm the charter of the town of Kennedy, in Lamar county.

H. 946. To confirm the incorporation of the town of Highland park in the county of Montgomery and to define the boundaries thereof and to enlarge and define the corporate powers of said town.

H. 989. To better provide for the payment of State witnesses in the county of Clarke.

H. 1157. To amend an act to provide a new charter for the town of Russellville.

H. 182. To provide for the election of Superintendent of Education by vote of the people in the county of Jefferson.

H. 332. To amend section 4730 of the Code so far as the same relates to the counties of Green, Sumter, Pickens, Tuscaloosa, Hale, Marengo, Tallapoosa, Autauga, Montgomery, Perry, Chambers, Randolph, Covington, Chilton, Lowndes and Dale.

H. 581. To appropriate ten thousand dollars for the repair and improvement of the quarantine plant in Lower Mobile Bay.

H. 620. To prevent trespass upon the grounds or enclosures in which are located the court houses of the several counties in the State of Alabama.

H. 644. To define the time when doves may be killed.

H. 826. To amend section 5052 of the Criminal Code of Alabama.

H. 1030. To authorize the manufacture and sale of wine made from the juice of grapes in quantities not less than ten gallons, by any person in the counties of Lamar, Limestone, Cullman, Sumter, Chilton, Marion and Morgan without taking out license therefor.

H. 1107. To amend as to the counties of Barbour and Montgomery section 2038 of the Code.

H. 1339. To establish a separate school district in the town of Oxford, to establish a Board of Education therefor, and define the duties of the same.

H. 431. To ratify and confirm all settlements or compromises heretofore made by the State Tax Commissioner, or any County Tax Commissioner under an act entitled "An act to provide for the more efficient assessment and collection of taxes in the State of Alabama," approved February 3d, 1897.

H. 1031. To authorize the Courts of County Commissioners in Limestone, Coffee, Autauga, Shelby counties to establish the boundaries of stock districts wherein hogs, sheep and goats are not permitted to run at large when a majority of the legal voters in the district affected favor the establishment of a new stock district.

H. 1164. To regulate the volunteer military forces of the State of Alabama.

H. 1021. To authorize and empower the courts of County Commissioners in the different counties of this State to establish, alter, or abolish the boundaries of separate school districts in their respective counties, when a majority of the legal voters resident in such existing or proposed district favor the change.

And has originated and passed and ordered to the Senate at once without engrossment:

H. 475. For the relief of Lee Scott Baber, of the county of Montgomery.

H. 566. To establish the Leighton school district.

H. 586. To establish a separate school district in Etowah and Marshall counties.

H. 899. To regulate the payment of witnesses in criminal cases in Madison county, Alabama.

H. 902. To prevent stock from running at large in certain parts of Marengo county, in to-wit, Faunsdale Precinct.

H. 906. To prohibit the sale, giving away, or disposing of any spirituous, vinous or malt liquors, or intoxicating bitters, beverages, or drinks, or fruits preserved in alcohol or alcoholic liquors within one mile of the Methodist Episcopal Church, South, near Henryville, Marshall county, Alabama.

H. 964. To repeal an act entitled an act to incorporate the town of Natasndga in Macon county.

H. 992. To repeal the laws creating the Criminal court of Pike county, and to transfer the cases therein to the Circuit Court of Pike county, and give it full jurisdiction therein.

H. 994. To amend an act approved February 18, 1895, entitled "An act to authorize the Commissioners' Court of Tuscaloosa county to establish districts in which stock may be prevented from running at large.

H. 1001. For the relief of the estate of J. P. Mushat, deceased.

H. 1003. To authorize the Society Alumni of Howard College to elect two representatives from their number, with the right to appear before the board of trustees and present and discuss and vote on all questions.

H. 1076. To relieve B. Faust of Dale county, Alabama, of the disabilities of non-age.

H. 1083. To fix the times and places of holding Chancery courts in the county of Tuscaloosa.

H. 1095. To provide for the holding of Circuit court at Enterprise, Alabama.

H. 1132. To amend an act entitled an act to amend the charter of the city of Uniontown, county of Perry, State of Alabama, approved February 16th, 1885, and the act amendatory thereof.

H. 1169. To authorize and empower the Mayor and Aldermen of Tuscaloosa to improve the sidewalks of the city of Tuscaloosa, Alabama, at the cost of the par-

ties whose property abuts such sidewalks; and to authorize and empower the Mayor and Aldermen of Tuscaloosa to require parties to improve the sidewalks on which their property abuts; and to authorize and empower the Mayor to provide punishment upon failure to improve such sidewalks after notice.

H. 1207. For the relief of Mary F. Pickens, Israel Pickens and Matilda Rose Pickens, of Hale county, Alabama.

H. 1279. To regulate the rental allowed for the use of telephones in the city of Birmingham, Alabama, and fixing a penalty for its violation.

H. 1282. To pay for articles purchased for the use of the Senate and House of Representatives and for repairing the Senate chamber and the House of Representatives, and for repairing and furnishing the rooms of the Engrossing and Enrolling Clerks of the House of Representatives.

H. 1283. For the relief of Samuel F. Alston.

H. 1236. To carry into effect a pending bill in Congress of the United States entitled an act to grant lands to the State of Alabama for the use of the Industrial School for Girls of Alabama and of the Tuskegee Normal and Industrial Institute.

H. 1300. To authorize the Commissioners' Court of Greene county to divide said county into road precincts, and to appoint and employ road overseers, to have supervision of the public roads in said county, and to direct and prescribe the duties of said overseers and to provide for paying said overseers and to define the duties of such overseers and to authorize the Commissioners' Court of Greene county to purchase for said county necessary tools, road machines, implements and plows to be used for repairing, working and improving the public roads in said Greene county, and to provide for the improvement of the public roads in Greene county.

H. 1324. To amend and act approved February 16th, 1897, entitled an act to amend an act approved February 12, 1897 entitled an act to establish the Warrior

Agricultural District, to provide for the securing of the same, and the management of its affairs, and to levy taxes for maintaining the same.

H. 1354. To authorize the Mayor and Aldermen of Birmingham to issue bonds of said city for an amount not exceeding two hundred and sixty-nine thousand and four hundred dollars, for the purpose of paying off, exchanging or refunding the outstanding, past due and unpaid interest coupons of said city, due August 13, 1900, and to issue bonds for the purpose of paying off, exchanging or refunding any of the outstanding bonds of said city.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 642, 946, 1157, 961, 1132, 1236, to Corporations.

H. 989, 1300, to Local Legislation.

H. 182, 1021, 566, 586, 1003, to Education.

H. 332, 826, 1107, 899, 992, to Revision of Laws.

H. 581, 1282, 1354, to Finance and Taxation.

H. 620, to Municipal and County Organization.

H. 644, 1083, 1095, to Judiciary.

H. 1030, 906, to Temperance.

H. 1031, 902, 994, 1324, to Agriculture.

H. 1164, to Military.

H. 475, 1001, 1076, 1207, 1283, to Privilege and Election.

H. 1169, to Banking and Insurance.

H. 1279, to Commerce and Common Carriers.

At 12.15 o'clock, p. m., Mr. Jelks moved to adjourn.
Lost.

UNFINISHED BUSINESS.

The Senate next considered the unfinished business of yesterday, pending at the hour of adjournment, which was

The bill,

H. 369. To amend an act entitled an act to promote and secure the erection of cotton mills and factories in the State of Alabama, approved February 13th, 1897, so as to include starch mills and factories, or any other mills or factories of every nature, kind and description.

Under an adverse report by the Committee on Finance and Taxation.

The bill,

Was read a third time and passed. Yeas, 16; nays, 4.

Yeas:

Messrs. Brown, Buchanan, Caffee, Deans of Shelby, Deans of Covington, Grant, Hall, Jenkins, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason—16.

Nays:

Messrs. President, Matthews, Meador, Windham—4

BILLS ON THIRD READING.

The bill,

H. 605. To change the corporate name of the District of Opelika.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Deans of Shelby, Deans of Covington, Grant, Jelks, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—19.

The bill,

H. 606. To establish a new charter for the District of Opelika.

The amendment reported by the committee was adopted and,

The bill, as amended, was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Deens of Covington, Grant, Jelks, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Windham—19.

The bill,

S. 484. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors in Tallapoosa county, outside of incorporated towns in said county.

Was read a third time and passed. Yeas. 18; nays, 0.

Yeas:

Messrs. President, Deans of Shelby, Deens of Covington, Grant, Jelks, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—18.

The bill,

H. 959. To regulate the granting of licences to sell spirituous of vinous liquors in Andalusia Beat, Covington county.

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Buchanan, Caffee, Deans of Shelby, Deens of Covington, Grant, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—18.

The bill,

H. 1051. To regulate the working and keeping in repair the public roads in Butler county, to authorize the issuance of bonds for such purposes, to create a road fund for said county, and to create the office of public road supervisor, and prescribe his duties and powers and provide for working convicts on the public roads.

Was read a third time and passed. Yeas, 19; nays, 0.

considerable number of the people of Jefferson county favor the abolition of this court. Of the six Representatives in the lower house, we find that four are unqualifiedly opposed to the passage of the bill. Further, the Senator from Jefferson, the honorable President of our body, is alone authorized by the spirit of the law and universally recognized practice of this body to direct us as the Legislative needs of his county. His views are strongly against the passage of this bill, and we are of the opinion that not only his views should control us in this local matter, but that his views are just and right in principle, and that he is almost unanimously supported therein by his constituents. We have nevertheless felt the importance of examining these charges carefully, for the purpose of securing any circumstantial evidence that might throw light on our further investigation.

To the Examiner's charges regarding the action of this court in tax matters we have given special attention, because it is a matter in which the State has some interest, although indirect, and in our opinion subject to the paramount, direct and controlling interest of the people of the county.

The Examiner's charges in this connection are not supported by any data that is reliable. We are unwilling in a matter of such unprecedented gravity to accept the partisan ipse dixit of a non-resident of the county about matters of which he could have no adequate knowledge and in support of which he offers no trustworthy evidence. In the beginning we are confronted with the fact that the commissioners' court, meeting as a board of equalization of assessments, were sworn to try impartially the issue presented from the legal evidence adduced; that they were, perhaps, as likely to err as the Tax Commissioner or the Examiner, but from their decision the right of appeal existed. We are also impressed with the fact that from time immemorial, in every civilized state and county, it has been deemed the wisest policy not to hold a judge personally responsible for his mistakes

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deens of Covington, Grant, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—18.

The bill

H. 652. To authorize the town of Marion to issue bonds for the purpose of extending, improving, maintaining and operating the system of water works located in said town to an extent not exceeding Four Thousand Dollars.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Hall, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Thomason, Windham—20.

ADJOURNMENT.

At the hour of 12:57, on motion of Mr. Deans of Shelby, the Senate adjourned until Wednesday morning, February 15th inst., at 10:30 o'clock.

FORTY-FOURTH DAY.

Wednesday, February 15, 1899.

The Senate met pursuant to adjournment.

Prayer by Mr. Grant of the Senate.

Present:

Messrs. President, Brown, Buchanan, Deans of

Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—24.

JOURNAL.

On motion of Mr. McCain, the reading of the journal of yesterday was dispensed with, and it was approved.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Deens, of Covington—

S. 503. To require the Circuit Clerk of Conecuh county to perform the duties of Clerk and County court of said county, and fixing his fees for such services.

Finance and Taxation.

By Mr. Horton—

S. 504. To confirm the incorporation of the Greensboro Club, of Greensboro, Alabama.

Corporations.

By Mr. Cunningham—

S. 505. To establish a new charter for the town of Pratt City, Jefferson county, Alabama.

Corporations.

By Mr. Cunningham—

S. 506. To establish a separate school district for the town of Pratt City, Alabama.

Education.

By Mr. Cunningham—

S. 507. To authorize the city of Birmingham, Alabama, the corporate name of which said city is the "Mayor and Aldermen of Birmingham" to establish, purchase, maintain and operate and own gas works for

the purpose of supplying said city and other consumers with gas for light and power.

Municipal and County Organization.

By Mr. Thompson—

S. 508. To regulate the toll charges across bridges in this State.

Finance and Taxation.

By Mr. Brown, by request—

S. 509. To prohibit the manufacture sale, giving away or otherwise disposing of alcoholic, spirituous vinous or malt liquors, intoxicating bitters, wines or fruits preserved in such intoxicants within three miles of Eagle school house, located in Bright Star Precinct, in Blount county, and to repeal all laws in conflict with the same.

Temperance.

By Mr. Jenkins—

S. 510. To relieve Henry J. Champion, a minor, seventeen years of age, of the disabilities of non-age.

Judiciary.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has adopted the Joint Resolutions herewith sent requesting the Governor to return to the House, House Bills 955 and 240 and also requesting the Speaker of the House and the President of the Senate to erase their signatures from the same.

And the House has passed Senate bill,

S. 313. To amend subdivision 9 of Section 1163, of the Code of Alabama.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

H. 955. The House joint resolutions requesting the Governor to return to the House, House bills 955 and

240, and also requesting the presiding officers of the two Houses to erase their signatures from the said bills,

Were, severally, adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason from the committee on enrolled bills, reported, as correctly enrolled, the following Senate bills:

S. 144. To constitute the Probate Judge, Sheriff and clerk of the Circuit Court of St. Clair county, a Board of Jury Commissioners.

S. 24. To amend Sections 1373, (3683), (5028), (3515), (3044), of the Code of 1896.

S. 277. To promote the health of the City of Mobile by authorizing and empowering the Mayor and General Council of the City of Mobile to adopt ordinances compelling the householders of said city to connect their cess pools, urinals, privy vaults and boxes with the sewerage system to be constructed by the said city of Mobile, or other sewerage system.

S. 173. To punish the making or certifying false and fraudulent abstracts of title.

S. 350. To prohibit the sale giving away or otherwise disposing of vinous, spiritous, malt liquors, intoxicating bitters or blackberry wine in Beat No. 3, commonly known as Red Bank Beat in Lawrence county, Alabama.

S. 391. To prohibit the sale, giving away or disposing of spirituous, vinous or malt liquors, or any intoxicating bitters or beverages within five miles of Center Springs Methodist Episcopal church, South, in Pickens county, Alabama.

S. 416. To amend Section 908 of the Code of 1896 and to fix the time of holding the Circuit court in the Tenth Circuit of Alabama, composed of the counties of Winston, Walker and Jefferson.

S. 327. To repeal Subdivision 31 of Section 4122 of

the Code of 1896, so far as it relates to the county of Bibb.

S. 98. To incorporate the tribes of the Improved Order of Red Men in the State of Alabama.

S. 390. To create a separate School District in Montgomery county, to be known as the Mount Meigs School District.

S. 302. To confirm the incorporation of the Standard club of Montgomery, Alabama, and to enlarge the powers and capacities of said club.

S. 156. To establish a charter for the town of Dundee, Geneva county, Alabama.

S. 365. To authorize the city of Calera to aid in the building of a Court House and other County buildings for the County of Shelby at Calera.

S. 91. To make the fees of bonded constables in the counties of Madison, Escambia, Coffee and Geneva, the same as sheriff's fees when they perform the same or similar services.

S. 435. To amend an act entitled "An act to establish the Tuscaloosa County Law and Equity Court, approved December 9th, 1896," by amending sections 5, 6, 8, 9, and 28, and by adding sections 34 and 35.

S. 313. To amend subdivision 9 of section 1163 of the Code of Alabama.

S. 225. To confirm and amend the incorporation of Central City Building and Loan Association of Selma, Alabama, and to give it additional powers and privileges.

SENATE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the secretary, signed the above Senate bills, the titles of which are set out in the foregoing report of the Committee on Enrolled Bills.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Matthews, from Finance and Taxation, favorably.

H. 1160. To authorize the Mayor and Council of Auburn to issue bonds for an amount not to exceed six thousand dollars for the purpose of building a school house, or houses and repairing the same.

By Mr. Wiley, from Corporations, favorably.

H. 1236. To carry into effect a pending bill in Congress of the United States entitled "An act to grant lands to the State of Alabama for the use of the Industrial School for Girls of Alabama and for the Tuskegee Normal and Industrial Institute.

Also—

S. 492. To change the name of Lewis Allen Morgan, Jr., of Perry county, to that of Allen Lewis Morgan.

Also—

S. 491. To authorize the Montgomery, Hayneville and Camden Railroad Company to increase its capital stock.

Also—

S. 496. To amend an act entitled an act to confirm the incorporation of the Birmingham Medical College, a corporation organized under the general laws of this State, to declare its powers and to confer upon it additional rights, privileges and powers.

Also—

H. 292. To incorporate the Eagle Hook and Ladder Company, No. 1, of the city of Demopolis, Marengo County, Alabama.

Also—

H. 418. To incorporate the Birmingham Railway, Light and Power Company.

Also—

H. 813. To incorporate Starke's Classical and Scientific school at Montgomery, Montgomery county, Alabama.

Also—

H. 1214. To incorporate the town of McFall, in Talladega and Calhoun counties, Alabama.

Also—

H. 964. To repeal an act entitled an act "to incorporate the town of Notasulga, in Macon county."

Also—

H. 1132. To amend an act entitled "an act to amend the charter of the city of Uniontown, county of Perry, State of Alabama," approved February 16, 1885, and the acts amendatory thereof.

Also—

H. 1141. To amend sections 1, 2 and 6 of an act approved February 16, 1891, entitled an act "to incorporate the Evergreen Industrial Normal School so as to read as follows:

Also—

H. 946. To confirm the incorporation of the town of Highland Park in the county of Montgomery, and to define the boundaries thereof, and to enlarge and define the corporate powers of said town.

Also—

H. 748. To incorporate the town of Graysville, Jefferson county, Alabama.

Also—

H. 889. To incorporate the Jackson Club.

Also—

H. 642. To amend, ratify and confirm the charter of the town of Kennedy in Lamar county.

Also (with amendment)—

H. 928. For the preservation of game in Montgomery county.

Also, favorably—

H. 1010. To confer upon the Montgomery Brewery, a corporation organized under the laws of the State of Alabama, additional powers.

Also—

H. 1230. To confirm the incorporation and amend the charter of the Selma Driving Park Association.

Also—

H. 1157. To amend an act to provide a new charter for the town of Russellville.

Also—

H. 1235. To abolish the corporation of Fayetteville, in Fayette county, Alabama.

Also—

H. 1269. To incorporate the Social Reading Club of Birmingham, Alabama.

By Mr. Sowell of Walker, from Local Legislation, favorably.

S. 499. To authorize the Court of County Commissioners of Conecuh county to establish an additional voting precinct in Beat 5 in Conecuh county.

Also—

H. 1300. To authorize the Commissioners' Court of Greene county to divide said county into road precincts and to appoint and employ road overseers, to have supervision of the public roads in said county and to direct and prescribe the duties of said overseers and to provide for paying said overseers and to define the duties of such overseers, and to authorize the Commissioners' Court of Greene county to purchase for said county necessary tools, road machines, implements and plows to be used for repairing, working and improving the public roads in said Greene county, and to provide for the improvement of the public roads in Greene county.

Also—

H. 1357. To empower the Board of Revenue and Road Commissioners of Mobile county to purchase and improve the old Shell Road.

By Mr. Rather, from Commerce and Common Carriers, favorably.

H. 20. To require passenger trains on railways in this State to stop at certain stations nearest the Court House town of every county in this State and to prescribe who shall establish such stations, and to fix penalties for the violation of such requirements.

Also—

H. 863. To better provide for the working and main-

tenance of the public roads in Chambers, Lamar, Lawrence, Lowndes, Clay and Cleburne counties.

Also—

H. 1153. To amend subdivision 35 of Section 4122 of the Code of Alabama.

By Mr. Horton, from Agriculture, favorably.

H. 902. To prevent stock from running at large in certain parts of Marengo county, in towit: Faunsdale precinct.

Also—

H. 994. To amend an act approved February 18, 1895, entitled an act to authorize the Commissioners' Court of Tuscaloosa county to establish districts in which stock may be prevented from running at large.

Also—

By Mr. Windham, from Privileges and Elections, favorably—

H. 475. For the relief of Lee Scott Baber of the county of Montgomery.

Also—

H. 1001. For the relief of the estate of J. P. Mushat, deceased.

Also—

H. 1076. To relieve Amariah B. Faust of Dale county, Alabama, of the disabilities of non-age.

Also—

H. 1207. For the relief of Mary F. Pickens, Israel Pickens and Matilda Rose Pickens, of Hale county, Alabama.

Also—

H. 1283. For the relief of Samuel F. Alston—to authorize and require the treasurer of Tuscaloosa county to pay him certain officers' claims out of fine and forfeiture fund.

By Mr. Grant, from Temperance, favorably.

H. 906. To prohibit the sale, giving away or disposing of any spirituous, vinous or malt liquors or intoxicating bitters, beverages or drinks, or fruits preserved in alcohol or alcoholic liquors within one mile of the

Methodist Episcopal Church South, near Henryville, Marshall county, Alabama.

By Mr. Jenkins, from Education, favorably.

S. 500. To create a separate school districts in Midway, Alabama, to define its boundaries and provide for the maintenance of schools therein.

Also—

H. 887. To create a separate school district in Jackson county, Alabama, to be known as Section school district, and to define its boundaries and to provide for the maintenance of the same.

Also—

H. 728. To exclude and take from the Louisville and Mt. Zion School District of Barbour county, Section nineteen (19) and the South Half of Section eighteen (18) and the South Half of Section seventeen (17), Township nine (9), Range twenty-five (25.)

Also—

H. 1138. To establish a separate school district in Chilton county to be known as the Jemison school district.

Also—

H. 1097. To authorize and empower the school trustees of the Louisville and Mt. Zion school district, in Barbour county, Alabama, to collect a tuition fee not exceeding one dollar per month of each pupil of the public schools of said district, while attending said schools, to supplement the public school funds of said district for the support and maintenance of the public schools of said districts.

By Mr. Wiley, from Judiciary, favorably—

S. 452. To authorize incorporated cities, towns and land companies to condemn lands for streets, alleys, highways and parks therein, and near thereto.

Also—

H. 1213. To establish a charter for the City of Eastaboga, in Talladega county, Alabama.

Also—

S. 442. To fix the compensation of Bailiffs in Montgomery county.

Also—

H. 644. To define the time when doves may be killed.

Also—

H. 943. To relieve conductors and engineers employed on passenger trains from jury duty in Dallas county.

Also—

H. 1024. To repeal an act entitled an act to prohibit book-making or pool-selling, or horse-racing and other forms of gambling, approved February 5th, 1897, so far as it relates to Montgomery county.

Also—

H. 1038. To authorize and require the county treasurer of Winston county, Alabama, to register or re-register all claims against said county which have not been registered or re-registered as required by law.

Also—

H. 1368. To direct the Secretary of State to provide the Law Library of the University of Alabama with a set of the Acts of the General Assembly of Alabama and with one copy each of the Journals of the House and Senate.

Also—

H. 1083. To fix time of holding Chancery courts in the county of Tuscaloosa.

By Mr. Brown, from Revision of Laws, favorably.

H. 968. To regulate the fees of Justices of the Peace and Notaries Public exercising the jurisdiction of Justices of the Peace in Perry county, Alabama.

Also—

H. 1042. To prevent the leaving of wells in Perry county, Alabama, uninclosed or exposed.

Also—

H. 817. To prescribe and regulate the trial of misdemeanors.

Also—

H. 1332. To allow Magistrates and Constables the same fees in Baldwin and Lawrence counties that

Sheriffs and Clerks of the Circuit court receive now by law for like services.

By Mr. Jenkins, from Education, favorably.

H. 1053. To establish and maintain a School District known as the Shoal Creek District in Lauderdale county, Alabama.

By Mr. Mathews, from Finance and Taxation, favorably.

H. 1305. For the relief of H. W. Slaughter, late Sheriff and Tax Collector of Baldwin county, Alabama.

By Mr. Horton, from Agriculture, favorably.

H. 1324. To amend an act approved February 16th, 1897, entitled an act to amend an act approved February 12th, 1879, entitled an act to establish the Warrior Agricultural District; to provide for the securing of the same, and the management of its affairs and to levy taxes for maintaining the same.

By Mr. Moody, from Banking and Insurance, favorably.

H. 838. To authorize the Court of County Commissioners of Tuscaloosa county to levy and collect annually a special tax for the erection of necessary public buildings and bridges and to provide how said money shall be kept and expended.

Also—

H. 1335. To regulate the letting of contracts for printing and stationery in the county of Tuscaloosa.

By Mr. Lyons, from Municipal and County Organizations, favorably, with substitute—

S. 361. To authorize the Board of Mayor and Councilmen of the city of Cullman, Cullman county, Alabama, to issue and negotiate bonds of said city to an amount not exceeding thirty-five thousand dollars for the establishing and maintaining of a system of water works, light system and improvement of the streets in said city.

RECOMMITMENT OF BILLS.

S. 493. On motion of Mr. Wiley, the bill, S. 493, was recommitted to the Committee on Corporations.

H. 443. Mr. Jenkins, from the committee on Education returned the bill, H. 443, and asked that it be recommitted to the committee on Finance and Taxation. It was so referred.

S. 500. On motion of Mr. Thompson, the bill, S. 500, was recommitted to the committee on Education.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested to the same.

H. 279. To amend paragraph 18 of Section 4565 of the Code of 1896 relating to the removal of prisoners arrested and confined in jail in a county other than that in which they are triable and to govern the method of removal.

H. 425. To relieve Robert and Gipsev Blue minors, seventeen and nineteen years of age, respectively, from disabilities of non-age.

H. 941. To ratify and confirm the incorporation of the Decatur Light, Power and Fuel Company, and to enlarge its powers.

H. 1112. For the relief of the sureties on the official bond of Aneu F. Johnston, ex-tax collector of Escambia county.

H. 1167. To establish a separate school district in Randolph county.

H. 1174. To regulate the fees of constable of Beat 7, Tallopoosa county.

H. 898. To procure for the children of Madison county more efficient public instruction.

H. 466. To fix the salary of the health officer of El-

more county and to provide for the payment of the same.

H. 917. To prescribe the duty of Tax Collector in collecting taxes in Pike county, and to repeal sections 4003, 4004, 4005 and 4007 of the Code, as to Pike county.

H. 996. To relieve Joseph Lambert, as Tax Collector of Wilcox county, Alabama, by refunding to him the money lost by him as said Tax Collector, by the failure of the Commercial Bank of Selma, Alabama, and by him paid into the Treasury of the State of Alabama, and into Treasury of Wilcox county, Alabama.

H. 846. To authorize the City of Sheffield, Alabama, to grant exemption from municipal taxes to manufacturing establishments operating in said city.

H. 988. To correct erroneous sales of property for taxes, to provide for the protection of real estate bid in by the State, at tax sale, and to regulate and provide for the sale and redemption of real estate bid in for the State at tax sale.

MASSEY WILSON,

Clerk.

HOUSE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read, by the Secretary, signed the above House bills, the titles of which are set out in the foregoing House Message.

RESOLUTION.

By leave, Mr. Thomason offered a resolution, providing that the roll of the Senate be called when each senator present may call up one local bill, and any senator may call up a bill from the 25th Senatorial district for Mr. Boykin, which was adopted.

The Senate next considered

BILLS ON THIRD READING.

The bill,

H. 1124. To authorize the Mayor and Aldermen of the city of Opelika to issue bonds for said city for an amount not more than fifty thousand dollars for the purpose of constructing sewers and for building school houses and furnishing the same and for paying whatever floating or outstanding debts the city may have on the first day of May, 1899, not to exceed \$30,000, and to purchase or erect as the said board may deem advisable, an electric light plant for said city, and to purchase or erect as the board may deem advisable, a system of water works for said city.

Was taken up.

The amendment reported by the committee was adopted and the bill, as amended, was read a third time and passed.

Yeas, 10; Nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deans of Covington, Grant, Hall, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moore, Nunnellee, Thomason, Thompson—18.

The bill,

S. 480. To authorize and empower the City of Birmingham, Alabama, the corporate name of which said city is the Mayor and Aldermen of Birmingham, to establish, purchase and maintain and operate and own an electric light and power plant for the supply of the city and other consumers with electric light and power and to issue bonds secured by lien on same in payment or exchange thereof, was taken up.

The substitute reported by the committee was adopted and the bill, as amended, was read a third time and passed. Yeas, 19; Nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deans of Covington, Grant, Hall, Jelks,

Jenkins, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Wiley—19.

The bill,

H. 1195. To require the Court of County Commissioners of Crenshaw county to let out all bridge contracts at public outcry to the lowest responsible bidder.

Was taken up,

The amendment reported by the committee was adopted.

The bill, as amended was read a third time and passed. Yeas, 19, Nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason—19.

The bill,

H. 918. To authorize the Court of County Commissioners of Shelby county to establish a depository for the Public Funds of said county.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deans of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Thomason—20.

The bill,

H. 1049. To abolish the Commissioners' Court of Butler county.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moore, Nunnellee, Pulley,

Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—22.

The bill,

H. 591. To provide for holding chancery court in Washington county, Alabama,

Was taken up.

The amendment reported by the committee was adopted.

And the bill, as amended, was read a third time and passed. Yeas, 23; Nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deans of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—23.

The bill,

H. 1242. To amend Section Six of an act to establish and provide for the holding of a circuit court at Bangor in the western division of Blount county, approved February 13, 1891.

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deans of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—23.

The bill,

S. 461. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters or beverages within six miles of the Northeast Alabama Agricultural School and Experiment Station located in Albertville, Marshall county, Alabama.

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason. Thompson, Wiley—23.

The bill,

H. 1350. To authorize and empower the Mayor and Council of the town of Greensboro, Alabama, to issue bonds in a sum not to exceed ten thousand dollars for the purpose of borrowing money to pave, macadamize, chert or otherwise improve the streets of said town.

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley—21.

The bill,

H. 331. To amend Section 22 of an act entitled an act to establish the City Court of Gadsden, approved February 18th, 1891.

Was read a third time and passed. Yeas, 22; nays 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—22.

The bill,

H. 1090. To provide for the lease of county convicts of Wilcox county was taken up.

The amendment reported by the committee was adopted.

And the bill, as amended was read a third time and passed. Yeas, 20; Nays, 0.

Yeas :

Messrs. President, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—20.

The bill,

H. 966. To authorize and direct the Commissioners' court of Monroe county to have prepared a general index to the probate records of said county.

Was read a third time and passed. Yeas, 22; nays 0.

Yeas :

Messrs. President, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—22.

The bill,

H. 845. To authorize the city of Sheffield, Alabama, to issue bonds of said city to an amount not exceeding One Hundred and Twenty-five Thousand Dollars, for the purpose of paying or funding the bonded indebtedness of said city, and completing the public school building and city hall of said city,

Was taken up.

The amendment reported by the committee was adopted.

And the bill, as amended, was read a third time and passed. Yeas, 20; Nays, 0.

Yeas :

Messrs. President, Brown, Deans of Shelby, Deens of Covington, Grant, Hall, Jelks, Jenkins, Lee, Matthews, McCain, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—20.

The bill,

H. 952. To amend section 1 of an act entitled "An act to prevent the running at large of stock in certain portions of Talladega county," approved February 2nd, 1897.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Hall, Horton, Jelks, Jenkins, Lee, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—22.

The bill,

H. 1306. To prevent hunting on the lands in Beat No. 4, Bibb county, Alabama, without the written consent of the owner or person having control of such land.

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Jelks, Jenkins, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—23.

The bill,

H. 942. To amend sections five (5) and seven (7) of an act to incorporate the inhabitants and territory formerly embraced within the corporate limits of the municipal corporation (since dissolved) styled the "City of Selma," and to establish a local government therefor, approved February 17, 1883,

Was taken up.

Mr. Nunnellee offered a substitute for the bill which was adopted.

And the bill as amended, was read a third time and passed. Yeas, 22; Nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—22.

The bill,

H. 772. To authorize and empower the Merrimack manufacturing company, a corporation of the State of Massachusetts to own, build, construct, purchase and operate cotton mills and other manufactories in Madison county, in this State; to confer upon it other powers enumerated in this act and to exempt its mills and factories so erected from taxation for ten years.

Was read a third time and passed. Yeas. 18; nays, 1.

Yeas :

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Horton, Hurst, Jelks, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Wiley, Windham—18.

Nay : Mr. Matthews, 1.

Mr. Moody gave notice of a motion to reconsider, on tomorrow, the vote by which the bill passed.

The bill,

H. 1165. To authorize the mayor and council of the City of Decatur to issue bonds of said city, to fund and retire the bonded and outstanding indebtedness of said city and to provide for the payment thereof.

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas :

Messrs. President, Brown, Buchanan, Deans of Shelby, Deans of Covington, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—23.

The bill,

H. 710. To amend an act to provide a charter for the town of Carbon Hill, Alabama, approved February 14th, 1891. Acts 1890-91. Page 640.

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Horton, Hurst, Jelks, Lee, Matthews, McCain, **Moody**, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—23.

The bill,

H. 836. To provide for the payment of fines and forfeitures in Tallapoosa county.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Horton, Hurst, Jelks, Lee, Matthews, McCain, **Moody**, Moore, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—22.

The bill,

H. 1192. To authorize the mayor and aldermen of the City of Florence to cause or procure the streets, sidewalks, avenues and alleys of said city to be graded, graveled, paved, curbed or otherwise improved with the material and in the manner prescribed by said mayor and aldermen; to assess the cost of all such improvement against the abutting property according to the frontage thereof, or according to benefit to said property, to make such assessment a lien on said land or lots; to prescribe a method for the enforcement of such liens; to provide a method for the payment of such assessments and to issue bonds to anticipate such payments.

Was taken up.

The amendment reported by the committee was adopted.

The bill, as amended, was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Horton, Hurst, Jelks,

Lee, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—22.

The bill,

H. 1349. To amend sections, 9, 12 and 14 of an act entitled "An act to establish a new charter for the town of Roanoke of Randolph county, Alabama," approved December 11th, 1890.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deans of Covington, Grant, Hall, Hurst, Jenkins, Lee, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—22.

The bill,

H. 732. To amend section 6 of an act entitled "An act for the protection of land and plantations from depredations by stock in Bullock county," approved December 8th, 1880, approved February 11th, 1883, approved February 13th, 1897.

Was taken up.

The amendment reported by the committee was adopted.

And the bill, as amended, was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deans of Covington, Grant, Hall, Horton, Hurst, Jenkins, Lee, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—22.

The bill,

H. 1203. To authorize and direct the Court of County Revenues, for Dallas county, Alabama, to erect a new court house for said Dallas county, at Selma, Alabama, on land to be procured for the purpose.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Hall, Jelks, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—22.

SPECIAL ORDER SET.

On motion of Mr. Wiley, the bill

H. 806. To refund to Robert McKee certain moneys paid by him into the State Treasury.

Was made the special order for tomorrow at 12 o'clock, meridian.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has adopted the joint resolutions herewith sent and ordered the same sent forthwith to the Senate without engrossment.

H. J. R. Inviting Hon. J. S. C. Blackburn to address the General Assembly of Alabama.

H. J. R. Extending thanks to the Mobile Carnival Association.

H. J. R. Extending thanks to the officials of the L. & N. R. R. Co.

And the House has originated and passed the following bill and ordered the same sent forthwith to the Senate without engrossment.

H. 1393. To amend sections 1065 and 1066 of the Code of 1896 of Alabama.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message

were severally read once and referred to appropriate committees, as follows:

H. 1393, to Judiciary.

The House joint resolutions, just received from the House, set out in the foregoing House message, were severally concurred in.

RECESS.

On motion of Mr. Jelks, at the hour of 1:30 o'clock, p. m., the Senate took a recess until 3:30 o'clock this afternoon.

AFTERNOON SESSION.

The Senate reconvened at 3:30 o'clock, and was called to order by the President.

A quorum was present.

The Senate proceeded to consider

BILLS ON THIRD READING.

The bill,

H. 599. For the relief of Robert A. Morris, county registrar for Jefferson county.

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Matthews, McCain, Moore, Nunnallee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson—21.

The bill,

H. 1325. To authorize the Probate Judge, of Shelby county, to prohibit the running at large of stock in said county, under certain conditions.

Was taken up.

The amendment reported by the committee was adopted,

And the bill, as amended, was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deans of Covington, Grant, Hurst, Jelks, Matthews, McCain, Moody, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason—17.

The bill,

H. 577. To establish a new charter for the town of Thomasville, in Clarke county, Alabama.

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hall, Hurst, Jelks, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason—18.

The bill,

H. 1170. To establish a separate school district in St. Clair county, to be called Edon school district.

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hall, Hurst, Jenkins, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason—18.

The bill,

H. 509. To prohibit the selling, giving away or otherwise disposing of alcoholic, spirituous, vinous or malt liquors or intoxicating bitters or beverages within five miles of the West Alabama Agricultural School and Experiment Station building, in the town of Hamilton, and within five miles of the Methodist church, in the town of Winfield and within half a mile of the Cedar Tree Methodist church, near Hackelburg, in Marion county.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Deens of Covington, Grant, Hall, Hurst, Jenkins, Matthews, McCain, **Moody**, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Thompson—19.

The bill,

H. 1273. For the relief of Osceola Evans, of Clay county.

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Caffee, Deans of Shelby, Grant, Hall, Hurst, Jelks, Jenkins, Matthews, McCain, **Moody**, Moore, Nunnellee, Rather, Stevens, Thomason, Thompson—17.

The bill,

H. 434. To provide for the assessment of State and county taxes on real property, within the corporate limits of the City of Anniston.

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Buchanan, Caffee, Deans of Shelby, Grant, Hall, **Hurst**, Jelks, Jenkins, Matthews, McCain, Moore, Nunnellee, Rather, Stevens, Thomason, Thompson—17.

The bill,

H. 1204. To authorize the Court of County Revenues, of Dallas county, Alabama, to levy and collect a sepcial tax for the purpose of building a new court house for said county.

Was read a third time and passed. Yeas, 17; nays 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Hall, **Hurst**, Jelks, Jenkins, Matthews, McCain, Moore, Nunnellee, Rather, Stevens, Thomason, Thompson—17.

The bill,
H. 796. To establish a new charter for the town of Hartselle, in Morgan county.

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Matthews, McCain, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Thompson—17.

The bill,

H. 867. To incorporate the White People's Missionary Baptist church in Lafayette, Alabama.

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Hall, Hurst, Jelks, Jenkins, Matthews, McCain, Nunnellee, Rather, Stevens, Thomason, Thompson—17.

The bill,

S. 472. To relieve Graham Edwyn Merchant and Everlynn Merchant, of the disabilities of non-age,

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Hall, Hurst, Jelks, Jenkins, Matthews, McCain, Moore, Nunnellee, Rather, Stevens, Thomason, Thompson—17.

The bill,

S. 473. To relieve James Smith Boyd, of Macon county, of the disabilities of non-age,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Hall, Hurst, Jelks, Jenkins, Matthews, McCain, Moody, Moore, Nunnellee, Rather, Stevens, Thomason, Thompson—18.

The bill,

H. 1117. To amend section thirteen of an act entitled "An act to establish a new charter for the City of Cullman, Alabama," approved December 12, 1890.

Was taken up.

The amendment reported by the committee was adopted,

And the bill, as amended, was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Hall, Hurst, Jelks, Jenkins, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Stevens, Thomason, Thompson—18.

The bill,

H. 1327. To relieve Berdie Cornelia Swift, a minor, of the disabilities of non-age,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Hall, Hurst, Jelks, Jenkins, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Stevens, Thomason, Thompson—18.

The bill,

H. 1237. To provide for the compensation of the commissioners appointed to investigate the indebtedness of the State of Alabama, to the State University,

Was read the third time.

For want of a quorum,

ADJOURNMENT.

On motion of Mr. Matthews, at the hour of 4:55, the Senate adjourned until tomorrow morning at 10:30 o'clock.

FORTY-FIFTH DAY.

Thursday, February 16, 1899.

The Senate met pursuant to adjournment.

Prayer by Mr. Grant, of the Senate.

Present:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Deans of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—27.

JOURNAL.

On motion of Mr. Matthews, the reading of the journal of yesterday was dispensed with and it was approved.

HON. J. C. S. BLACKBURN.

The President of the Senate appointed Messrs. Windham and Buchanan, as a committee to wait on Hon. Joe C. S. Blackburn and invite him to address the General Assembly.

LEAVE OF ABSENCE.

Leave of absence was granted to Mr. Meador for yesterday and today.

MESSAGE FROM THE HOUSE.

Mr. President:

The House concurred in the Senate amendments to the following House bills:

H. 1266. For the preservation of game animals and birds, in Dallas county.

H. 125. To make the fees of constables, in the counties of Talladega, Choctaw, Montgomery, Monroe, Covington, Shelby, Winston, St. Clair, Clay, Jefferson, Cleburne, Cherokee, Calhoun, Sumter, Randolph, Pickens, Etowah, DeKalb, Blount, Bibb, Crenshaw, Henry, Coffee, Butler, Elmore, Tuscaloosa, Perry, Hale, Chilton, Chambers, Coosa, Dallas and Bullock, the same as sheriff's fees, when they perform the same or similar services.

H. 606. To establish a new charter, for the district of Opelika.

H. 1124. To authorize the mayor and aldermen of the City of Opelika, to issue bonds of said city for an amount not more than fifty thousand dollars, for the purpose of constructing sewers and for building school houses and furnishing the same and for paying whatever floating or outstanding debts the city may have on the first day of May, 1899, not to exceed thirty thousand dollars and to purchase and erect, as the said board may deem advisable, an electric light plant for said city and to purchase or erect, as the board may deem advisable, a system of water works for said city.

And the House has passed the following Senate bills:

S. 297. To repeal an act to allow the sheriffs of Macon and other counties therein named the same compensation for executing process of any kind in Justice Court, as is now allowed by law for the same services in the Circuit Court, approved February 12th, 1885, so far as the county of Macon is concerned.

S. 232. To constitute the town of Northport and certain contiguous territory; a separate school district and to provide for the maintenance and management of the public schools, in said school district.

S. 423. To prevent stock from running at large in certain portions of Walker county.

S. 427. To incorporate the Baldwin Immigration company.

S. 450. To incorporate the Birmingham Southern Railway company.

And the House has passed and ordered to the Senate without engrossment, the following House bills:

H. 500. For the better protection of passengers on railway trains in this State.

H. 1020. To amend subdivision 9, of section 3911, of the Code of 1896.

H. 1228. To change the name of Amanda J. Knox, of Talladega county, to Amanda J. Childress.

H. 1355. To provide for elections in certain precincts of Talladega county to determine whether or not stock shall run at large therein.

H. 833. To provide for the relief of C. L. Porter, Tax Collector, of Tallapoosa county.

H. 1136. To authorize J. R. Morgan and Mack Wood, to peddle in Tallapoosa county.

H. 977. To create a board for the performance of the duties required of the Board of Revenue, of Montgomery county, under act 7, of chapter 110, of the Code of Alabama, in reference to assessments on property within the corporate limits of the City of Montgomery.

H. 1417. To authorize the Court of County Commissioners, of Conecuh county, to establish an additional voting precinct in beat 5, Conecuh county.

H. 1375. To establish a separate school district, in Barbour county, Alabama, to be known as the Corinth school district.

H. 1420. To regulate the number of bailiffs in attendance on the Circuit Court of Madison county and to prescribe their compensation for such services.

H. 328. To provide for the relief of John M. Walker, by compensating him out of the county treasury, of Crenshaw county, for the registration of electors, in said county, for the time the said John M. Walker has

been county registrar of said county, towit: during the years 1894, 1896, 1898, and to provide for the compensation of county registrars of electors, in said Crenshaw county, in the future.

H. 1288. For the preservation and protection of quail, commonly called partridge, in the county of Macon.

H. 1431. To provide a system of water works, for the City of Sheffield.

H. 1376. To establish a separate school district, in Barbour county, Alabama, to be known as the Oats-ton school district.

H. 1342. To relieve Rutledge Davis, of Barbour county, a minor under the age of eighteen years, of the disabilities of non-age.

H. 717. For the preservation of game in Blount county.

H. 1383. For the relief of W. H. Pruett, Judge of Probate of Barbour county, Alabama, and to relieve him from the payment of the sum of one hundred dollars into the State treasury, and two hundred dollars into the county treasury, of Barbour county.

H. 1208. To authorize Morgan county to build macadamized roads and to issue bonds of the county to aid in the construction thereof.

H. 1281. To incorporate the Cross Keys high school, in the town of Gross Keys, Macon county, Alabama.

And has adopted joint resolution, herewith sent, relative to a quarantine system.

And has originated and passed, and ordered to the Senate without engrossment, the following House bills:

H. 1104. To authorize and empower the assistant solicitor employed by the solicitor for Jefferson county to attend upon the sittings of the grand juries of the Criminal Court of said county, to advise them in relation to matters of law, and examine and swear witnesses before them.

H. 1403. To amend an Act entitled "An Act to pro-

vide for the permanent location of the county site of Shelby county, by a vote of the qualified electors of said county," approved February 9th, 1899.

H. 1069. To regulate and provide for the trial of misdemeanors in Washington county, Alabama.

H. 1071 To provide for the appointment of a county solicitor for Washington county and to prescribe his duties.

H. 1072. To repeal an Act entitled "An Act to increase the jurisdiction of justices of the peace in Dallas, Choctaw, Cherokee, Sumter, Autauga, Perry, St. Clair, Russell, Barbour, Jackson, Washington, Green, Morgan and Marengo counties, so far as the same relates to Washington county."

H. 1070. To regulate the holding of Circuit Court in Washington county.

MASSEY WILSON,

Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 833, 1136, 977, 328, 1383, 1020, to Finance and Taxation.

H. 500, 1208, to Commerce and Common Carriers.

H. 1228, 1417, 1403, to Privileges and Elections.

H. 1355, to Agriculture.

H. 1375, 1376, 1281, to Education.

H. 1420, 717, to Revision of Laws.

H. 1288, 1342, 1104, to Local Legislation.

H. 1431, to Corporations.

H. 1069, 1071, 1070, 1072, to Temperance.

The House joint resolution, relative to quarantine, was referred to the Committee on Rules.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Brown, by request—

S. 511. To amend Section thirteen (13) of an Act entitled "An Act to constitute the town of Albertville a separate school district and to provide for the management of the public schools of said district," approved February 18th, 1897.

Education.

By Mr. Rather—

S. 512. For the relief of Dora Ryan, Guy Ryan and Maude Ryan, minors, of Morgan county, Alabama.

Revision of Laws.

By Mr. Moody—

S. 513. To amend Section 2 of an Act to amend an Act entitled "An Act to create and establish an industrial school for white girls in the State of Alabama."

Education.

By Mr. Jelks—

S. 514. For the preservation and protection of certain birds in Lee county, Alabama.

Local Legislation.

By Mr. Thomason—

S. 515. To provide for the payment of the clerk of the County Court of Cleburne county, Alabama, for keeping the minutes of said court.

Finance and Taxation.

By Mr. Moody—

S. 516. To repeal an Act entitled "An Act to promote and secure the erection of Cotton Mills and factories in the State of Alabama," approved February 13th, 1897.

Finance and Taxation.

By Mr. Pulley—

S. 517. To incorporate the Alabama Beta Chapter Phi Delta Theta.

Corporations.

By Mr. Jelks—

S. 518. To provide for the holding of the regular session of the Board of Revenue of Barbour county, alternately, at Clayton and Eufala, and to authorize special session at either of said places.

Local Legislation.

By Mr. Nunnellee—

S. 519. To amend an Act to incorporate the Southern Lumber Fire Association of Birmingham, Alabama, and to define its rights and powers and franchises. Approved February 14, 1895.

Corporations.

By Mr. Wiley—

S. 520. To authorize the Board of Revenue of Montgomery county to declare the streets of the suburbs of the city of Montgomery public roads, and to provide for the working and improving of the same.

Judiciary.

By Mr. Hall—

S. 521. To incorporate and exempt from taxation the property of the Boaz Seminary, located in the town of Boaz, Marshall county.

Corporations.

By Mr. Matthews—

S. 522. To amend the city charter of Sheffield, in the county of Colbert, State of Alabama.

Penitentiary.

By Mr. Brown—

S. 523. To amend Section 1 of an Act entitled "An Act to establish a separate school district to be known as Flat Rock District; in Winston and Cullman counties," approved December 9th, 1896.

MOTION TO RECONSIDER VOTE.

Mr. Moody made the motion, of which he gave notice on yesterday, to reconsider the vote by which the Senate, on yesterday, passed the bill,

H. 772. To authorize and empower the Merrimack

Manufacturing Company, a corporation of the State of Massachusetts, to own, build, construct, purchase and operate cotton mills and other manufactories in Madison county, in this State; to confer upon it other powers enumerated in this Act and to exempt its mills and factories so erected from taxation for ten years.

And asked that the motion be informally laid over for the present,

Agreed to.

RESOLUTION.

By leave Mr. Nunnelee offered the following resolution:

Resolved, That the Hon. D. D. Aiken, member of Congress from Michigan, be extended the courtesies of the floor of the Senate, and be invited to make an address to this body, which was adopted, and the President appointed Messrs. Nunnelee and Hall, as a committee to wait on Mr. Aiken and so invite him and conduct him to the chair stand.

He was conducted to the stand and addressed the Senate, thanking it for the courtesies shown him.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Wiley, from Judiciary, favorably.—

S. 428. To establish the Fourteenth Judicial Circuit of the State of Alabama, to fix the time of holding courts therein, and to provide for the appointment of a judge and the election of a solicitor for said circuit.

Also—

S. 489. To amend Section 3 of an Act to regulate and prescribe the manner of electing County Commissioners in the counties of Lamar, Fayette, Marion and Franklin, approved February 18, 1891.

Also—

S. 494. To detach Winston county from the Tenth

and to attach it to the Eleventh Judicial Circuit, and to fix the times of holding court in said county.

Also—

S. 498. To authorize and empower the Decatur Mineral and Land Company, a corporation, to list certain of its lands to the Tax Assessor of Morgan county in acreage.

Also—

S. 510. To relieve Henry J. Champion, a minor seventeen years of age, of the disabilities of non-age.

Also—

H. 531. To empower the Governor of Alabama to convey eight (8 50-100) and fifty-one hundredths acres of land.

Also—

H. 784. To declare the wife a competent witness for her husband and the husband a competent witness for his wife in criminal cases.

Also—

H. 895. To prescribe the time when final decrees in the Chancery Courts of Jefferson county shall pass beyond the power of the court.

Also—

H. 1260. To authorize and empower the minor children of W. T. Singley to receive from and receipt to the executor or administrator of the estate of J. A. Singley, deceased, any money or moneys due by him as such executor or administrator.

Also—

H. 42. To prefer the wages of all employees of corporations to every other debt or claim against such corporation whenever a receiver is appointed.

Also—

H. 716. To better preserve the life of human beings.

Also—

H. 875. To amend Section 2389 of the Code of 1896.

Also—

H. 1134. To repeal an Act entitled "An Act to in-

corporate the town of McFall, in Talladega and Calhoun counties, Alabama, and to prescribe certain powers, and to create a separate school district within certain limits," approved December 16, 1898.

Also—

H. 1309. To provide for the holding of the Circuit and Chancery Courts, when the Judges or Chancellors thereof fail to attend regular terms, by a supernumerary judge and to prescribe his powers, duties and pay, and to provide for the election of such judge.

By Mr. Matthews, from Finance and Taxation, favorably—

S. 490. To amend Section 4007 (537) of the Code of Alabama.

Also, with amendment—

H. 637. To grant additional powers to the Eutaw Male and Female High School and to relieve the said Eutaw Male and Female High School from the payment of taxes so long as the property of said school is used for school purposes.

Also, favorably—

H. 704. To fix the compensation of watchmen at the Capitol.

Also, with an amendment—

H. 947. To authorize the town of Highland Park, in the county of Montgomery, to hold an election to determine whether bonds in amount not less than five nor more than ten thousand dollars shall be issued by said town for the improvement of the streets and sidewalks therein.

Also, favorably—

H. 995. For the relief of A. B. McEachin.

Also—

H. 1017. To relieve clerks of the Circuit, County, City and Criminal Courts from the payment of any sums of money chargeable on account of feed of prisoners in cases in which confessions of judgment for fine and costs were made and such feed bills were not taxed and collected.

Also—

H. 581. To appropriate ten thousand dollars for the repair and improvement of the quarantine plant of lower Mobile Bay.

Also, with amendment—

H. 1182. To fix the compensation of members of the Court of County Revenues of Dallas county.

Also, favorably—

H. 1360. To authorize the Court of County Commissioners of DeKalb county to levy a special tax for the purpose of paying the outstanding bonds of said county issued for the purpose of building a court house and of repairing the jail and furnishing the court house of said county with furniture and to pay the interest on said bonds.

By Mr. Wiley, from Corporations, favorably—

S. 504. To confirm the incorporation of the Greensboro Club, of Greensboro, Alabama.

Also—

S. 505. To establish a new charter for the town of Pratt City, Jefferson county, Alabama.

Also, with amendment—

H. 1016. To establish a new charter for the City of Montgomery, Alabama.

By Mr. Sowell, of Walker, from Local Legislation, favorably with amendment, without notice—

H. 1337. To authorize the county of Elmore to issue and sell bonds of said county to an amount not exceeding forty thousand dollars for the purpose of building bridges and to purchase the iron bridge across the Coosa river at Wetumpka in said county.

The Committee on Local Legislation report supplementally on the above bill, That said bill was not accompanied by proof that notice of the intention to introduce such bill was published in the locality where the matter or things to be affected are situated for twenty days prior to the introduction of the bill into the General Assembly.

T. L. SOWELL,
Chairman.

February 16, 1899.

Also, with amendment, without notice—

H. 1338. To empower the Wetumpka Bridge Company to sell to Elmore county, and to empower the county of Elmore to purchase the bridge of said Wetumpka Bridge Company across the Coosa river, at Wetumpka, together with its rights-of-way and appurtenances, to be held and used as a toll bridge for the period of twelve months from the passage of this Act and then to be used as a free public bridge.

The Committee on Local Legislation report supplementally on the above bill, That said bill was not accompanied by proof that notice of the intention to introduce such bill was published in the locality where the matter or things to be affected are situated for twenty days prior to the introduction of the bill into the General Assembly.

T. L. SOWELL,

Chairman.

February 16, 1899.

By Mr. Sowell, of Walker, from Local Legislation, adversely—

H. 986. To establish a Board of Revenue for Jefferson county and for the abolishment of the Court of County Commissioners of said county.

By Mr. Wiley, from Judiciary, favorably—

H. 1299. To define the jurisdiction of Justices of the Peace and Notaries Public who are ex officio Justices of the Peace of Precincts Nos. 5 and 10 in Morgan county and to provide for service of all process from their courts.

By Mr. Jenkins, from Education, favorably—

H. 427. To create a separate school district in DeKalb county, known as the Liberty Hill School District.

Also—

H. 586. To establish a separate school district in Etowah and Marshall counties.

Also—

H. 773. To incorporate Douglass High School in Marshall county.

Also—

H. 566. To establish the Leighton School District.

Also—

H. 593. To establish a separate school district in Cherokee county, and to define the boundaries thereof to be known as the Lookout District.

Also—

H. 877. To amend an Act to establish a separate school district to be known as the Whatley School District of Clarke county, Alabama, approved February 18, 1897.

Also—

H. 904. To incorporate the Guin High School at Guin, in Marion county, Alabama.

Also—

H. 1000. To create the town of Heflin, in Cleburne county, a separate school district.

Also—

H. 1064. To change the name of Gaylesville High School and grant additional powers.

Also—

H. 1210. To establish a separate school district in Randolph county.

Also, with amendment—

H. 1339. To establish a separate school district in the town of Oxford, to establish a Board of Education therefor and define the duties of the same.

Also—

H. 1268. To establish a separate school district to be known as the Edwin School District, in the county of Henry, and for the management of the schools thereof.

Also—

H. 1241. To create a school district in Clarke county, known as the Moncrief School District.

Also—

H. 597. To amend an Act entitled "An Act to create a separate school district, in Henry county, and to define the boundaries thereof," approved February 16, 1895.

Also—

H. 882. To create a separate school district in Franklin county, Alabama, and to define the boundaries thereof.

Also—

H. 869. To establish a separate school district at Langdale, in Chambers county, in this State.

Also—

H. 870. To establish a separate school district in Chambers county.

Also—

H. 182. To provide for the election of Superintendent of Education by a vote of the people in the county of Jefferson.

Also—

H. 569. For the relief of W. S. Bridges, former Superintendent of Education for Jackson county.

Also—

H. 626. To establish a separate school district in Cherokee county, to be known as the Centre School District, and provide for the maintenance of the same.

Also—

H. 885. To make each beat (or precinct) in Geneva county, Alabama, a school district.

Also—

H. 1019. To create a separate school district in Monroe county, to be known as Excel School District.

Also, with amendment—

H. 1176. To authorize and empower the Township Trustees and the Trustees, Boards of Control and managers of school districts and separate school districts created in Cullman county, Alabama, to transfer children within the school age in or out of separate school districts in said county.

By Mr. Matthews, from Finance and Taxation, adversely—

S. 374. For the relief of Lehman Durr Company.

By Mr. Horton, from Agriculture, favorably—

H. 1084. To prevent stock from running at large in the following described territory: In Beat 3 in Calhoun county, Alabama.

Also—

H. 1105. For the protection of land and property against the depredations of live stock in portions of Precinct No. 1 in Autauga county, Alabama.

Also—

H. 1125. To allow stock to run at large in certain parts of Beat 5, Lee county.

Also—

H. 1151. To prevent stock from running at large in the following described territory: In Beat 8, in Calhoun county.

Also—

H. 1249. To declare John George, a liner between the counties of Hale and Perry, a citizen of Hale county.

Also—

H. 1250. For the relief of R. U. DuBois, of Hale county, Alabama.

By Mr. Lyons, from Municipal and County Organizations, favorably—

S. 507. To authorize the city of Birmingham, Alabama, the corporate name of which said city is the "Mayor and Aldermen of Birmingham," to establish, purchase, maintain and operate and own gas works for the purpose of supplying said city and other consumers with gas for light and power.

Also, with amendment—

H. 521. To take away from certain Justices of the Peace in Mobile county criminal and quasi criminal jurisdiction.

Also, favorably—

H. 522. To establish an Inferior Criminal Court in the county of Mobile.

Also—

H. 620. To prevent trespassing upon the grounds or enclosures in which are located the court houses of the several counties in the State of Alabama.

Also—

H. 1194. To amend Section 4 of an Act entitled "An Act to incorporate the town of Camp Hill," approved February 18, 1895.

Also, with amendment—

H. 1271. To amend Section 1 of an Act approved December 9th, 1896, entitled "An Act to amend an Act entitled 'An Act to establish a new charter for Phenix City, in Lee county, Alabama,'" approved December 10th, 1894.

By Mr. Grant, from Temperance, favorably—

S. 509. To prohibit the manufacture, sale, giving away or otherwise disposing of alcoholic, spirituous, vinous or malt liquors, intoxicating bitters, wines or fruits preserved in such intoxicants within three miles of Eagle school house, located in Bright Star Precinct, in Blount county, and to repeal all laws in conflict with the same.

Also—

H. 1246. To regulate the sale of vinous, spirituous and malt liquors in the county of Lowndes.

By Mr. Jenkins, from Education, favorably—

S. 500. To create a separate school district in Midway, Alabama, to define its boundaries and provide for the maintenance of schools therein.

Also—

H. 927. To establish Allenton School District in Wilcox county.

By Mr. Matthews, from Penitentiary, favorably—

H. 506. To regulate the fees of witnesses in criminal cases in the county of Chilton.

To the President and Senate, State of Alabama:

Your Committee on Local Legislation, to whom was

referred House bill No. 986, a bill to be entitled "An Act to establish a Board of Revenue for Jefferson county, and to abolish the Court of County Commissioners of said county," beg leave to report:

That your committee gave the advocates and opponents of said bill an opportunity to appear before them and discuss the measure; that the said committee met at 7:30 p. m., on the 9th instant, in the Senate Chamber, at which Mr. S. W. John appeared as an advocate of the bill and Mr. F. S. White in opposition thereto. The committee then asked these gentlemen what time they wished to consume in the hearing of the measures, whereupon Mr. White said that this was the only opportunity that his side had for the hearing, and that he wanted all the time necessary to a full and fair presentation of his side of the case, Mr. John saying at the same time that he wanted ample time to present his side of same. It was thereupon unanimously agreed by the committee that these gentlemen should have all the time desired, and that the said committee would hold sessions from 7:30 to 10 o'clock, or longer, if agreeable to all, each evening, until they had been fully heard.

Mr. White then suggested to Mr. John that he, Mr. John, could open and conclude the argument; whereupon Mr. John suggested that Mr. White open it, and that he would reply. Mr. White then opened the argument and discussed the measure until 10.15 o'clock; whereupon the committee adjourned to meet on the night of the 10th at 7:30 for further hearing of said measure. At said last named meeting, Mr. John demanded to know when he would be heard. The committee informed him that he would be heard as soon as Mr. White concluded, and asked Mr. White when he would conclude, to which the latter replied that he would conclude as soon as he could. Thereupon Mr. John demanded that a time be fixed when he would be heard, and demanded to know of Mr. White when he would conclude his argument, and whether he would be willing to divide the time for that evening equally

between them. Mr. White replied that he would not agree to a limit, but would conclude as soon as he could, and the committee thereupon informed Mr. John that as soon as Mr. White concluded they would hear him.

Mr. White then discussed the measure until 9:50 p. m., whereupon the committee asked Mr. John whether it was his pleasure to proceed with the discussion then or continue it until tomorrow or some future time, to which Mr. John brusquely replied that the committee did not wish to hear him. Thereupon the committee informed Mr. John that they would either hear him then or would hear him next day, at 3 p. m., or on Wednesday, the 15th inst. Mr. John then retorted that the committee did not wish to hear him, whereupon the chairman of the committee stated to Mr. John that so far as he was concerned that he did not know that he was anxious to hear him, but that the committee would hear him if he desired to be heard. Thereupon Mr. Pulley, of the committee, moved that the committee adjourn to meet at 3 o'clock p. m. on the 11th, at the Senate Chamber, to hear Mr. John, which motion was unanimously carried, Mr. John being present. Mr. John did not indicate whether he desired to be heard at that time and place or not.

Next morning a member of the committee went to Mr. John, and asked him if he desired to be heard; whereupon he informed the member that said committee did not desire to hear him. The member assured him they did desire to hear him, and would extend him and invitation to appear before the committee, and asked if he would appear, to which he replied that he "never crossed a bridge till he reached it." Thereupon the committee addressed to Mr. John a letter, signed by all the members of the committee excepting one, asking him to appear before the committee at 3 o'clock p. m., at which time he could be heard; to which Mr. John, after some delay, sent the communication, hereto attached, marked "Exhibit A," to said committee.

The committee then met in the Senate Chamber at 3 p. m. on the 11th and sent a messenger over the Capitol in search of Mr. John, to invite him to appear before the committee. Mr. John not being found, the committee then postponed further consideration of said bill to executive session.

The above facts are set out at great length in justice to the committee, in view of the fact that Mr. John has addressed them the communication above referred to and had the same published in the press, which said communication does not fully and fairly state the facts.

We have carefully examined the Examiner's report, the Governor's message thereon; which by the way were never formally introduced as evidence before the committee—because of their being public documents we examined them, the answer of the commissioners originally published in the press and the supplement thereto, with its exhibits, and proceed to give briefly our unanimous conclusion therefrom on the law and the facts involved in the charges.

FIRST, EXPENSES, PAGES 19 TO 25 OF EXAMINER'S REPORT.

We are of the opinion that to faithfully discharge all duties imposed by law on the commissioners, they must consume practically every working day in the year; that they are authorized by law to draw five dollars per day for each day actually engaged in the discharge of their official duty; and that before charging therefor they secured competent legal advice that they were so entitled.

In charging for horse hire, we are of the opinion that they were not justified by the strict letter of the law. Their duty, however, required them each to inspect about 3,300 miles of public roads annually, and in making this charge they followed a long established and undisputed precedent of their predecessors in office. We are further firmly of the opinion that in

this specification there is no basis for a charge of corruption or intentional wrong doing.

SECOND, GENERAL BUSINESS, PAGE 26.

We find that the local law of Jefferson county, which establishes a complete law for the government of the Commissioners' court, does not require that accounts be itemized and sworn to as does the general law, but in lieu thereof requires that the commissioners, or some one of them, must have personal knowledge of the correctness of the account; and it appears in every instance that some member of the Court did have such personal knowledge.

CHARGE FOR EX OFFICIO SERVICE.

As for charge for ex officio service for several county officers, we find that such services in Jefferson county have for many years so far exceeded the maximum allowed by law for the several officers of said county, that the predecessors of this board long since allowed these officers the maximum allowed them by law without requiring their accounts to be itemized; that all amounts allowed by this board were strictly in accordance with the law, and that the records of several county officers will show that every officer was entitled to the amount received by him which we could only gather from affidavits on file.

We further find that the examiner has fallen into an error in saying that the Probate Judge of said county, Hon. M. T. Porter, was allowed a thousand dollars for ex officio services for the years 1897-98. His affidavit and records will show that he received only two hundred dollars per annum for each of those years, aggregating four hundred dollars in all. This amount he was clearly entitled to under the law. See affidavit on file.

We find that the Examiner has fallen into an error, also, in stating that W. M. Burgin was allowed \$210

for checking the treasurer's books (shown on page 52 of Examiner's report.) Mr. Burgin's affidavit shows that he never received any such sum and the records of the office sustain him in this statement, as his affidavit shows, or his affidavit is untrue.

We also find that the amounts allowed for services of physicians and for vaccine matter during the small-pox epidemic in said county, were all authorized by law, and the purchases were all made by the County Health Officer, Dr. Barclay, and the assistant physicians were employed by him. His affidavit shows that he made all these purchases and employed all these physicians, and that they were all absolutely necessary, and indispensable. The commissioners had no discretion in this matter, but it was their duty under the law to pay the amounts required of them by the health officer aforesaid. The law did not require that these accounts should be sworn to or itemized, but require them to be paid when presented by the county health officer. We also find that in every instance these accounts were O. K.'d by the health officer and directed to be paid by him.

In reference to the small amount paid out for clerk hire for the board, we find that during the period when this board were sitting as jury commissioners and for the purpose of equalizing assessments of taxes, that the employment of a clerk was indispensable in order to enable them to accomplish the work in the time required by law.

In reference to the amount paid J. B. Francis, Tax Collector, for assessment of escapes made by him, we find that said Tax Collector was paid only the amount which would otherwise have been paid the Tax Assessor had he made the assessment instead of the Tax Collector himself, and that no loss resulted to either the County or State, according to the proof before the committee.

With reference to certain contracts having been let to the relatives of the Commissioners and especially to Commissioner Lacy, we would state that it is not

claimed by the Examiner that any injury resulted to the county, or that the work was not necessary and was not properly done.

THIRD, APPROPRIATIONS, PAGE 27.

The appropriations to charity were expressly authorized by law and we doubt not were wisely and humanely expended. The other appropriations were made at the instance of local tax-payers and the Commercial club of the city, without objection.

FUEL.

We find, after a careful investigation, that the amounts allowed by the Commissioners' court for fuel during the years 1897-8 were properly and lawfully expended, and that under the local law of Jefferson county it was the duty of the Board of County Commissioners to make these purchases direct. No more fuel was consumed than was absolutely necessary, and same was bought at prices as low as fuel from reliable persons could be bought in the city, and bought at the same prices which it had been bought for many years previous. No harm resulted to the county because the contract for fuel was awarded to the Iron City Coal company, of which firm Mr. A. R. Morrow was agent. No reliable or trustworthy company could have supplied the coal at a less price than that at which it was sold, and given fair weights.

The above conclusions are reached largely upon the testimony of Mr. F. P. O'Brien, Sheriff of the county, who is familiar with the kind and amount of coal consumed and he said that all the coal was consumed and that it was necessary, and that he himself was paying for the same coal the same price that these commissioners paid, delivered at the court house.

LIGHTS.

We find that the amount allowed for lights at the

court house and jail by these commissioners, was expressly allowed by law; that the lights were indispensable, and were obtained as cheap as lights could have been obtained in the city of Birmingham. In fact, the amount paid for lights was largely reduced by this board, with the advice and assistance of the Sheriff.

WATER.

We also find that the amount expended for water for the court house and jail was authorized by law, and it was made the duty of the commissioners to provide the same, and that no more water was consumed than was absolutely necessary. This fact is emphasized by the statement of F. P. O'Brien, the sheriff of the county, who, in his testimony, showed in detail just how the water was used and why as large an amount was consumed and was paid for.

ICE.

We also find that the amount paid for ice was authorized by law and was indispensable. All these items, including fuel, lights, water and ice, were bought strictly in accordance with the local laws of Jefferson county, and that owing to the construction of the jail it was indispensable that all these lights should be burned in portions thereof during the entire day and night. The criticism of the Examiner in reference to all these items—that they should have been bought by the Sheriff—is met by the local law of Jefferson county, requiring them to be bought by the County Commissioners, which repeals the general law on this subject, so far as Jefferson county is concerned.

DRUGS.

We find the amount allowed for drugs during the years 1897-8 by the county commissioners was authorized by law, and that these drugs were bought by

the county physician, Dr. J. S. Gilesby, who shows by his affidavit that all the drugs were necessary and that he O. K.'d the bills, and that he bought them where they could be bought cheapest. We find that no just criticism can be made on account of the goods having been bought from Nabors, Morrow & Sinnige, which is certainly the largest drug establishment in the city. Commissioner Morrow had nothing to do with the purchase of these drugs, and they were bought by the County Physician, who swears that he bought them where they could be bought cheapest.

We find from the evidence that the amount paid Judge M. T. Porter for re-copying map books was authorized by law, and done at a price for less than the law allowed. He could have charged \$2,600, under the law, whereas he charged only \$1,800 for the work.

We find that the amounts paid for Solicitor's and Assistant Solicitor's salaries was clearly authorized by law, and in fact upon the certificate of the Solicitor it was made mandatory upon the board to pay the same. Proper certificate for same was made by the late County Solicitor, Hon. Chas. G. Brown. In fact the amount allowed by law was not consumed for the two years by more than a thousand dollars. We also find that the amount paid Hon. J. J. Banks, circuit judge, was mandatory upon the commissioners. They had no option but to pay the same. We find that the appropriation to the Alms House was authorized by law, and the amount paid was necessary to provide for the poor of the county.

ROADS.

We find that Jefferson county has a greater number of miles of graded and macadamized roads than any county in the State, besides many miles of public roads not graded and macadamized—there being about 3,300 miles of public roads in the county. These roads, it appears, have received the faithful and intelligent supervision of these Commissioners. The amount expended upon them was authorized by law,

and when the great number of miles is considered the amount expended was not large, but moderate.

COUNTY PHYSICIAN AND HEALTH OFFICER.

It appears from the evidence before us that the County Commissioners wisely exercised the discretion allowed them in employing a County Physician by the year instead of paying by the visits. The law requires that the County Commissioners shall furnish medical attention to the county jail and alms house, and as shown by the affidavit of Dr. Gillespy, the County Physician, with the large number of prisoners on hand, in the jail considered, and about fifty indigent persons at the alms house that it was necessary to visit, together with the jail, every day in the year, and sometimes more, by employing a physician at a hundred dollars a month they have reduced the expense to the county more than half. The amount paid out to assistant physicians, and for vaccine matter, as heretofore stated, was mandatory upon the County Commissioners, and it appears that all these amounts expended were properly chargeable to the county.

SETTLEMENT OF THE R. G. HEWITT MATTER.

As to the settlement with R. G. Hewitt, we find the settlement made was due Tax Collec R. G. Hewitt by the county commissioners, and was proper to have been made. The Tax Collector appeared before the Board, acting as a court, and they judicially determined, after a full and fair investigation of the matter, that he was entitled to certain credits on accounts of errors against him in previous years, which reduced a few hundred dollars the amount found to be due from him to the county. We believe these gentlemen, acting as a court, hearing all the facts, were better judges of what disposition should be made of this matter than the Examiner.

On page 51 of the Examiner's report, where the

amount paid the sheriff for deputies is shown, we find that the amount paid was required to be paid by law, and that owing to the large number of courts sitting in Jefferson county, many thousand dollars were saved to the county by the sheriff and the board of county commissioners by paying in the way it was paid.

The amount paid the county treasurer and superintendent of education, we find was the amount authorized by the local laws of Jefferson county to be paid these officers, and was mandatory upon the board. They had no option. The amount paid for making the convict record we find was an inconsiderable amount to be paid for the work done. The law requires records to be made, which involve a great deal of work in showing every convict's time of sentence, where convicts were worked and when their sentence would expire, for every court in Jefferson county, including justices' courts. The law requires this record to be made, and we think implied authority to pay for same followed. The amount paid the hard labor agent was required by the general law of the State, and the amount we find to be fair and reasonable. This amount has been paid for many years to the hard labor agent by the predecessors of this board.

STATIONERY.

The amount paid for stationery was necessarily large, owing to the number of courts sitting in Jefferson county and the public offices kept in the county. The requisitions for these supplies, we find were made by the officers for their respective offices, as required by the local laws of the county.

BURYING PAUPERS.

The law requires each county to bury the paupers in the county, to furnish burial if the family are not able to furnish the same. We find from the evidence before us the the amount expended was necessary and reasonable.

The amount paid J. A. Allen for appraising property was reasonable, and while there is no expressed statute authorizing payment of same, we have found it was indispensable to the predecessors of this board to employ a man familiar with the values in the city of Birmingham to go over the city and ascertain the value and furnish this information to the board, it being impossible for them with the other duties imposed upon them by law to discharge this duty, and in fact it is so essential that such person should be employed, that the city of Birmingham always employed, together with the county, a man for this purpose, paying him out of the city treasury. The increase in tax values brought about by the employment of these persons, brings into the state and county a large amount of revenue that otherwise would have been lost.

The amount paid T. S. Tate on work done on land book for assessor, shown on page 55 of the Examiner's report, is in accordance with law. The law requires a plat of all the separate pieces of land in the county to be made, in order that it can be properly and legally assessed. In Jefferson county we learn there are approximately a million pieces of property which have to be separately assessed, and to make these maps it is necessary to employ some one skilled in that kind of work, and the amount paid out was reasonable and just. It would appear so from the evidence that was before us.

As to the amount paid the sheriff for keeping dogs, shown on page 51 of the Examiner's report, we find the following facts:

There are in Jefferson county a vast number of desperate criminals resulting from the fact that a very large number of the convicts in the state are confined in that county. The predecessor of this board for a number of years found it necessary to provide (at the county's expense) a pack of man trailing bloodhounds, not only for the purpose of apprehending criminals, but for the deterrent effect upon criminals generally. The predecessor of this board at one time

decided to dispense with keeping these dogs, but soon discovered that crime was so greatly on the increase that they required the sheriff to replace same. We further find that under Sheriff O'Brien's management, by the direction of this board, nineteen criminals have been actually apprehended and brought to justice, one of whom was a notable criminal who murdered a conductor at Avondale, and who would have escaped but for these dogs. This criminal is now a convict and sentenced to be hung. The amount allowed the sheriff for keeping this pack of dogs, together with a skilled man to handle them, with a horse for his use, and for a vehicle and team to carry the dogs from place to place when used, and to pay for a man to run before the hounds to keep them in training, is seventy-five dollars per month, the sheriff himself paying out a sum very much larger than this, the aggregate amount paid being more than a hundred dollars a month. We find no statute in words authorizing the keeping of these dogs, but we find they are very valuable assistants in policing the county. In making an allowance, the commissioners were following a precedent, which had been set them by former courts.

TAX MATTERS.

To this point of our examination we have been unable to discover from any evidence that came before us, anything in the Examiner's charges as a matter of fact which tends to show corruption, intentional wrong doing, or incompetency in the conduct of the Commissioners; and we have failed to find any charge which affects in any way the people of this State exclusive of the residents of Jefferson county. A petition, signed by seven thousand white voters of Jefferson county, has been presented to us, which demands of this Legislature the right of local self government and prays us not to abolish, simply because we have the power, a court whose officers they have elected. Against this petition we have no evidence that any

considerable number of the people of Jefferson county favor the abolition of this court. Of the six Representatives in the lower house, we find that four are unqualifiedly opposed to the passage of the bill. Further, the Senator from Jefferson, the honorable President of our body, is alone authorized by the spirit of the law and universally recognized practice of this body to direct us as the Legislative needs of his county. His views are strongly against the passage of this bill, and we are of the opinion that not only his views should control us in this local matter, but that his views are just and right in principle, and that he is almost unanimously supported therein by his constituents. We have nevertheless felt the importance of examining these charges carefully, for the purpose of securing any circumstantial evidence that might throw light on our further investigation.

To the Examiner's charges regarding the action of this court in tax matters we have given special attention, because it is a matter in which the State has some interest, although indirect, and in our opinion subject to the paramount, direct and controlling interest of the people of the county.

The Examiner's charges in this connection are not supported by any data that is reliable. We are unwilling in a matter of such unprecedented gravity to accept the partisan ipse dixit of a non-resident of the county about matters of which he could have no adequate knowledge and in support of which he offers no trustworthy evidence. In the beginning we are confronted with the fact that the commissioners' court, meeting as a board of equalization of assessments, were sworn to try impartially the issue presented from the legal evidence adduced; that they were, perhaps, as likely to err as the Tax Commissioner or the Examiner, but from their decision the right of appeal existed. We are also impressed with the fact that from time immemorial, in every civilized state and county, it has been deemed the wisest policy not to hold a judge personally responsible for his mistakes

of law or conclusions from the evidence. We are but a co-ordinate branch of the government, co-equal with the judicial department, but in no respect superior to or advisory of the judicial department.

Laying aside, however, the policy of our examination, since the duty was imposed upon us as a committee on Local Legislation to investigate this local bill, we have carefully and studiously examined the charges in this connection and their basis in fact.

We are first of all struck with the fact that it is nowhere alleged that such data as is set out was presented to the court by competent legal testimony, and certainly it will not be contended that his court of justice shall be governed on its trial of causes by mere hearsay and rumor. The answer made by the commissioners is, it seems to us, so full and satisfactory, that we deem it most fair to submit for your consideration that part in toto affecting this matter, and we have therefore attached same hereto as Exhibit B.

We have, however, had presented to us the following facts and figures, taken from the Auditor's Report, showing Jefferson county's assessments per square mile and per capita, and its raises on those assessments by this court per square mile and per capita, in comparison with five others of the wealthiest counties in the State, and compared with the assessments and raises per square mile and per capita with the rest of the State as a whole. (See Exhibit C).

We know judicially that there were a few years ago boom prices and boom times in Jefferson county, which furnished no fair basis of estimate of the real value of this property. We know, too that Jefferson county has probably a greater proportion of wild land than any other of the large tax-paying counties in the State, and has perhaps, proportionately, the largest non-property owning population in the entire State. Notwithstanding this we find its total assessments and raises per square mile are \$40,593.00 in contrast with \$4,459.00 per square mile in the rest of the State. The raises by this court on the assessment for 1898

were \$5,348,138.00 in contrast with a raise of \$3,106,464.00 in the entire State exclusive of Jefferson county. The raises by this court were \$5,570.00 per square mile in contrast with a raise of \$61.33 per square mile in the rest of the State. The raises by this court were \$60.44 per capita in contrast with a raise of \$2.18 per capita in the rest of the State. We commend to your consideration the careful analysis and comparison all these figures and estimates. Our ingenuity is insufficient to suggest any reasonable theory but that Jefferson county pays in proportion to its wealth largely more taxes than any other county in the State, and that this court sought to be abolished has not only dealt fairly, but liberally with the State in the matter of its revenue.

In conclusion, we submit:

First, That there is no basis for a charge of corruption, intentional wrong doing or incompetency against the members of this court, so far as the evidence shows.

Second, The effect of this bill is to abolish the entire court when charges are made in effect against only two of its members.

THE PROPOSED BILL IS UNCONSTITUTIONAL.

First. Its title expresses two distinct subjects matter, viz.: The establishment of a board of revenue for Jefferson county, and

Second. The abolition of commissioners' court of said county, in violation of Article IV, Section 2, of the Constitution of the State (Ballentyne vs. Wickersham, 75 Ala., p. 533.)

Third. It indirectly attempts to deprive the commissioners of their right to hold office in violation of the provisions of Article VII, Section 3, of the Constitution, which provides the exclusive remedy. (State vs. Nolen, 24 Southern Reporter—issue of January 11, 1899. pamphlet form).

Fourth. It violates the constitutional provisions se-

curing the right of trial by a jury. (State vs. Nolen, supra).

It is contrary to the genius of our government and in violation of democratic principle.

First. Because it destroys the right of local self-government by the people of Jefferson county, in palpable opposition to the express will of almost the whole people of the county and their representative in this body.

Second. It convicts the members of this court without indictment, evidence, trial or jury.

Third. Because the Legislature, in passing this bill, would necessarily assume judicial functions in violation of the fundamental principle of the distribution of the powers of government.

The law requires that the Examiner's report of the county officers be referred to the circuit court for action. In defining the duties of the Examiner, the Legislature did not provide nor intend that the Legislature should hear and act upon the report. It was intended to be, and of right ought to be, the commencement of a judicial and not a legislative or executive inquiry.

THE BILL IS GROSSLY IMPERFECT.

First. That it provides for the appointment of four members of the Board of Revenue and a president of said board and confers upon the president separate and distinct powers from those of the other members thereof, and in another section provides for their successors. It provides simply for the election of five members of the board and makes no provision for the election of a president of the board and without such president the board would not be legally constituted and the business of the county could not be transacted. Election of the president is not provided for, and warrants upon the county treasury can be drawn only by him.

Second. That it does not prescribe any qualifica-

tion for the members of this board, not even that they should be residents of Jefferson county, or of the state, or twenty-one years of age, or should reside in different districts of the county.

Third. It does not provide for a meeting of said board on the first Monday in June of each year to receive the tax assessment rolls from the county assessor and thereby deranges the general revenue system of the state.

Fourth. Because one section of the bill requires certain county officers to make reports to the Board of Revenue, a subject not embraced in the title of the act.

Fifth. Because it requires this board to audit all claims against the county, thereby conflicting with the law passed by the legislature creating an auditor for Jefferson county.

Sixth. It makes no adequate provision for discharging the duties of the board in a county like Jefferson county. It only provides for a quarterly meeting of said board.

Seventh. The duties imposed upon said board are uncertain in that they are required to perform the duties imposed upon courts of county commissioners by the general as well as special laws.

Eight. For that it imposes an unnecessary and additional expense upon the people of Jefferson county, in that it provides for the payment to the several members of said board salaries about equal to the amount paid to the board of county commissioners when the duties of the office have been greatly lessened by the passage of an Act by the present Legislature creating a road commission for said county.

Ninth. For that it unnecessarily creates the office of president and clerk of said board at a salary of a thousand dollars and six hundred dollars per annum, respectively, when the Probate Judge of said county is entirely fitted and competent to discharge the duties imposed upon both these proposed officers.

Wherefore your committee is constrained to report the bill adversely.

All of which is respectfully and unanimously submitted.

T. L. SOWELL,

Chairman.

EXHIBIT A.

*Messrs. T. L. Sowell, W. D. Jelks, T. J. Thomason,
Ed. L. Pulley, Committee:*

GENTLEMEN—

Replying to your request to address you this afternoon on the bill to establish a board of revenue for Jefferson county, which is before your committee, I regret that it is proper to recall to your attention, that I appeared before your committee three times and requested to be heard on the merits of the bill, and repeatedly requested the committee to name some hour when you would hear me. My requests were generally treated with silence, but finally I was told that the committee would hear from the attorney of the opponents of the bill, and then I might be heard provided it did not prolong the session of the committee later than 10 o'clock. The attorney for opponents then introduced as evidence a statement, which was but the repetition of a statement published in the papers, and argued the merits of the bill for three hours, when one of your number stated that it was long past 10 o'clock and as he was unwell, moved to adjourn, which was carried. On reassembling of the committee, I asked the attorney for opponents of the bill, to agree to a division of time, which he declined to do. I then appealed to the committee to name a time, and, on the second distinct request for time, was told that the attorney for opponents might speak as long as he wanted to, and then you would hear me some time next week. I replied that I had cases in court that might

require my attention, and that I could not be present after tonight (Friday night.) I then called your attention to the fact that the attorney for opponents had spoken three hours, and if the committee would hear him one hour more, if he desired so long a time, making four hours for that side, I would take only one hour, and close by 10 o'clock. To this I received no positive reply, and the argument proceeded and was kept up till 9:30 p. m.

Senator Pulley then moved to hear me this afternoon, and on this motion two of the four members of the committee present did not vote at all; when I told you that as two had not voted to hear me, I did not care to speak to men who did not want to hear me. Whereupon, your chairman said he did not care whether I spoke or not, as he did not want or care to hear me—to which I replied: "I have known that all along," and there the incident closed.

As one member of the committee was not present at any of these meetings, and two only voted to hear me, I think it would be a mere formality for me to speak to you—productive of no good and delaying your report; and for these reasons I very respectfully decline to take up any of your valuable time from the consideration of so important a measure.

Respectfully,

SAM WILL JOHN.

EXHIBIT "B."

The Examiner calls attention to the assessments of the Age-Herald and the News. The Age-Herald had given in its property at about \$3,000.00. It was cited to appear and show cause why its assessment should not be raised. After an investigation, and after hearing the evidence, it was decided by the commissioners that it should be raised to about \$9,000.00. The property of the News had been previously given in at \$20,000.00. After the value of the property of the Age-Herald was fixed by the Board at \$9,000.00, based on

the sworn evidence of the officers of that paper, the officers of the News saw the want of equality in the two assessments, so its officers appeared before the Board and asked that the assessments be equalized; and since the property of the Age-Herald was already fixed by the Board on the sworn evidence of its officers, the only way to equalize the assessments would be to reduce the value of the property of the News. The President of the News testified that the property of the News was not any more valuable than that of the Age-Herald, and the property of the News was put at \$10,000.

The commissioners are not there to raise values only, but to equalize as well, and when glaring inequalities like these existed, it was their duty to equalize them.

The Examiner says that the court lowered the assessment of the First National Bank \$50,000.00. This is not correct. The bank had given in its shares of stock at 80 cents on the dollar, there being 250 shares, the aggregate value being \$200,000.00. And this value was placed by the President and Cashier of the bank under oath on its list of assessments; but the Assessor, through inadvertence, had entered on the assessment rolls these shares at their par value, namely, \$250,000.00. All that the commissioners did, when they discovered this clerical error, was to correct it, putting the valuation at \$200,000.00, the amount at which it was given in. Moreover, this bank assessed its shares at 80 cents on the dollar, whereas every other bank in Birmingham assessed its shares at from 67 cents down. These facts are shown by Exhibits K and L, hereto attached, Exhibit K being certificates of the assessor, and Exhibit L being the assessment list of the bank.

Now, having disposed of the various items of appropriation made by the County Commissioners, to which the Examiner called attention, we will next consider assaults made upon their conduct and action while sitting as a Board of Equalization of Assessments. Un-

questionably, what the commissioners did in this regard were judicial acts, and it has ever been the policy of the law not to call a judicial officer to account, or to hold him personally liable for any mistakes or errors which he might make in the determination of a judicial question. If it were otherwise, the judges of our highest courts—the Supreme Courts of the state and nation—might be brought into disastrous litigations and consequences ruinous to them personally, by holding them responsible for errors or mistakes made in the decision of cases. Judges ought to be free to decide causes, under their oaths, guided by the lights before them. Otherwise, if a judge is to be held responsible for his erroneous decisions, no judge would accept the position; and if he did, he could never afford to admit that he was wrong in his former decisions; and a case once decided wrong would remain that way forever.

These Commissioners are criticized because they refused to docket a number of cases which the Back Tax Commissioner desired them to docket. Whether they would docket a case or not, was for them to decide; and, having decided it (it being a judicial question) the only legal remedy would be for the party aggrieved to take some legal steps to force them, by a higher court, to docket them.

It must be remembered that Mr. Badham's compensation depended upon the amount which he could induce the Board of County Commissioners to raise the tax value for the county. It is natural for him to believe—having a personal interest in it—that the taxpayer had assessed his property at too low a rate. While, on the other hand, the Commissioners were sitting as judicial officers, to determine under their oaths of office what was right between the tax payer and the county. What could be more natural than for these officers, representing the people of the county, to refuse to docket causes which in their judgment ought not to be docketed, when by docketing them they would commence litigation in which the county

would be involved, and in which it would necessarily have to incur a large amount of costs and expenses—especially when these same causes and the same property had been before them the previous year, they having gone over all the previous questions and determined that the value ought not to be raised; and these cases were then pending on appeal from their decisions, in the higher courts. They thought it better to let these questions be decided in the higher courts, to which appeals had been taken, and see whether they would be sustained in their decisions. It appears, however, from the Auditor's report that the tax values in this county last year were raised by these commissioners over five million dollars.

The Examiner, in order to show that the property of certain corporations was not assessed at its true value, gives the capital stock of those corporations, or the amount at which they were capitalized, and in some instances gives what he claims is their bonded indebtedness and gross income. Nothing could be more deceptive or misleading than to assume that the property of a corporation was worth the sum at which it was capitalized, or the sum for which it was bonded, or take its gross income. We all know that many of these corporations capitalized their property at sums largely in excess of their real value, many of them putting in property at exorbitant values, and these values having shrunk on account of the hard times, and the property itself having become second-handed and less valuable than it was at the time of the capitalization. Then, to add to this the amount of money borrowed, or the bonded debt, makes the deception still greater. If a farmer should buy a farm for one thousand dollars, and then didn't have the money to pay for it, and borrowed a thousand dollars to make the payment, according to the Examiner's idea, the property would be worth two thousand dollars. Besides, many of these corporations sold their bonds at much less than par.

Then, what could be more misleading than the

gross income? As we all know, many plants are operated in this district that have a very large gross income, and yet all that income is absorbed by the expense of operating; and in many cases the plants are operated at actual loss. Why did he not give the net profits? Or, in giving the gross income, give the expenses along with it, and by that means show the real profits? He takes the Howard-Harrison Iron company (on page 47 of his report) and shows the capital stock and the assessed value to which the Tax Commissioner proposed to raise it. He then says this plant was sold in less than one year after that time for \$800,000.00. How he learned that this plant was sold for that sum, is more than any of the rest of us at Birmingham can understand. The rumor here is that the plant has gone into a large pipe trust along with other pipe concerns, which, no doubt, put in their property at greatly exorbitant figures, and possibly this plant, in order to meet these figures, put in its own property at a very exorbitant price, and then took stock in the trust and did not get money.

Another plant to which he refers, on page 48 of the report, is the Birmingham Rolling Mill Co., where he says that their statement of taxable assets made by the company and shown to the Commissioners' Court, amounted to \$1,004,562.22. We venture to say that no such statement was ever shown to or made by this company to the Court of County Commissioners. We do know that this concern, which the Examiner exhibits as one of the vast property, has made a general assignment, it being insolvent and unable to pay its debts, and that now a proceeding is pending to put it into bankruptcy. It is said, however, by the Examiner that by certain compromises made by the Back Tax Commissioner, which were appealed to the circuit court, he had collected for the State, ten thousand dollars, and that the county had lost five thousand dollars. This will be found on pages 38 and 39 of the report.

We would say here that the Back Tax Commis-

sioner, had no right to compromise any cases; that compromises could only be made to the board of compromise, composed of Governor, Attorney General and Auditor of public accounts. There is no law requiring the commissioners to look after appeals in tax cases, nor authorizing them to compromise such cases, but this duty is imposed upon the state board of compromise, and if that board made compromises and failed to protect the interests of Jefferson county, it is to be blamed and not the Commissioners, and if the state board did not protect the county, then the State ought to refund to the county the proportion of the amount received.

To show that the property of Jefferson county was fairly assessed, and that the County Commissioners performed their duty faithfully and well, we have only to repeat that during the year 1898, the tax values were raised by the board of County Commissioners nearly five and one-half millions of dollars. And to further show that Jefferson county is paying its proper proportion of the expenses of the State, we refer to the statement below, showing that it pays largely more per capita than either of the other large counties, whose tax value amount to more than seven millions of dollars. That it pays more per square mile than either one of these counties, and that the County Commissioners of Jefferson county raised the property of this county per capita and per square mile to a very much larger extent than did either one of these large counties.

It is charged that we at first refused to docket tax cases and subsequently, because of an alleged agreement with the Back Tax Commissioner, we did docket the cases.

We deny the imputations of wrong doing involved in the charge. The law imposes upon us the duty of examining the assessments, and required us, if we deemed the assessment too low, to docket the case and give notice to the tax payer. We had, in 1897, gone over the assessments and we did not believe

there was any general increase in values. In addition to this, we knew that the Board of Equalization, composed of three persons—one appointed by the Governor, one by the County Commissioners, and the third being Tax Assessor—had gone over the values in Jefferson county prior to 1897, and we did not believe there was any general increase in values since 1896. As we understood the law, it was not our duty to docket the tax cases unless there was some evidence adduced to show the assessments were too low, and without evidence in this regard it was in our discretion whether we would docket the "raise" made by the Back Tax Commissioners. We had, however, in conjunction with the City of Birmingham, employed a party to go over the city to equalize values, and we were informed that the Back Tax Commissioner had sent a representative along with those two sent by the Commissioners' Court and the city, and we thought that under the circumstances we should docket cases where these parties made "raises" and ourselves hear the evidence, and it was our purpose to do this.

As to other causes, we determined to treat the cases as they came up; that is to say, we would hear the Tax Commissioner upon the question of whether a given case should be docketed or not, unless we knew, or were already satisfied the assessment was high enough. And, as above stated, we felt satisfied, especially in the cases of some of the largest tax payers that their assessment bore a just proportion to other assessments in the county. We had declined to raise them the year before, and many of the cases were on appeal. It was, therefore, a fact that the raise by the Tax Commissioner was not actually docketed at the time of Mr. Badham's letter, but it is not a fact that some of them, we may say most of them, would not have been docketed without his letter. It occurred that one of the tax payers appeared before us and objected to the Tax Commissioner's raise, and the form which his objection took was that the "raise"

or case made by it was not docketed. We had gone over the tax payer's property valuation the year before, and believed the assessment proper, and we therefore, sided with the tax payer and the tie vote in the Commissioners' Court was received by the Probate Judge holding that the case was not docketed. The Back Tax Commissioner subsequently wrote the letter referred to. We had no agreement with him prior to that letter. We did not reply to the letter; and we made no agreement with him subsequent to the letter. Many of the "raises" would have been docketed without his letter in pursuance of the policy we had outlined for ourselves as above stated, but we did not think it incumbent on us to tell the Back Tax Commissioner of this policy. We supposed when we saw his letter, that he was acting in good faith, and we can not yet see the justice of condemning us for a letter which the Tax Commissioner wrote to us. Why not condemn the writer of it? It was his proposition, not ours. He voluntarily offered to make an agreement, and if the agreement had been made, it is charged we ought to have been ousted from office. But the other party who proposed the agreement—what is to be done with him? He must keep his office it seems. We say, therefore, that the Tax Commissioner simply jumped to a conclusion of his own and without asking us our purpose he voluntarily wrote us a letter which, had we assented to his proposition, would not have bound him, and which did not control or affect our actions. We saw from the great number of proposed "raises" that we could not first hear the evidence as to whether we would docket them and after that hear the full case and this consideration, together with our formed purpose to docket a great many of the cases, especially city property, cases above referred to, caused us to put the cases on the docket. We repeat it is not true that we docketed cases before the said letter.

EXHIBIT "C."

Population according to census of 1890. Area in square miles.

Tax Assessments for 1898, as shown by the Auditor's report for the year 1892, (pages 52-3 of said report.)

Raises in valuation in 1898, as shown by Auditor's report for 1898, (pages 56-7 of said report.)

Of all counties in Alabama whose assessments are \$7,000,000 or more.

	Census of 1890.	Area Sq. M.	Tax Asst.	Raises.	Asst. and Raises.
Calhoun.....	33,835	640	\$ 8,497,774	\$ 534,888	\$ 9,032,662
Dallas.....	49,350	980	8,726,750		8,726,750
Jefferson.....	88,501	960	33,814,851	5,345,130	39,162,981
Madison.....	38,119	810	7,313,390	313,862	7,627,252
Mobile.....	51,587	1,290	21,472,090	681,929	22,154,019
Montgomery.....	56,172	740	20,757,416	165,938	20,923,354

Dividing the tax assessments by the number of square miles, we have the following assessments, per square mile, by counties:

Dallas.....	\$ 8,904 80
Madison.....	9,028 87
Calhoun.....	13,929 30
Mobile....	16,645 00
Montgomery.....	28,050 50
Jefferson.....	35,223 80

Dividing the raises in valuation by the number of square miles, we have the following raises per square mile, by counties:

Montgomery.....	\$ 224 00
Madison ...	387 00
Mobile.....	528 60
Calhoun.....	836 00
Jefferson ...	5,570 00

Adding the assessments, per square mile, to the raises per square mile we have the following:

Dallas.....	\$ 8,904 80
Madison.....	9,415 87
Calhoun.....	14,765 30
Mobile.....	17,173 60
Montgomery.....	28,274 50
Jefferson	40,793 80

Adding the assessments and raises for each county, and dividing the sum of the population of each county, we have the following per capita assessments by counties, according to the census of 1890:

Dallas.....	\$176 83
Madison....	200 08
Calhoun.....	266 96
Montgomery..	372 48
Mobile.....	429 44
Jefferson ...	442 51

We find from page 54 of the Auditors' report of 1898, the total value of assessments, \$255,289,927.52.

From page 68 of the same we find that the total raises on valuation in the State was \$8,454,602.60.

Total assessments and raises, \$264,744,530.12.

Subtracting from this Jefferson county's total assessments and raises as shown on the preceding page, viz. :—\$39,162,981.00—

We have total assessments and raises for whole State exclusive of Jefferson county, \$225,581,549.12.

Dividing this by 50,580, the total number of square miles in the State exclusive of Jefferson county, we have \$4.459.89 as the assessment per square mile of the whole State exclusive of Jefferson county, in contrast with a valuation of \$40,593.80 for Jefferson county. (For which see preceding page.)

We find from page 68 of the Auditor's report for 1898, that the total raises on assessments was \$8,454,602.60.

And from page 67, that Jefferson county's assessments were raised the following amount: \$5,348-138.00.

Subtracting this from the above we have as the total raises in the entire State exclusive of Jefferson, \$3,106,464.60.

Dividing this by the number of square miles (50,580) in the entire State exclusive of Jefferson, we have \$61.33 as the raise per square mile on all lands in the State outside of Jefferson county, in contrast with a raise of \$5,570 per square mile in Jefferson county. (For which see preceding page.)

Dividing the total assessments and raises of the entire State as shown above, (excluding Jefferson) \$225,581,549.12, by the total population of the State exclusive of Jefferson 1,424,516, we have as a per capita valuation of the whole State outside of Jefferson county \$151.33, in contrast with the per capita valuation of \$442.51 in Jefferson county. (For which see preceding page.)

Dividing the raises on valuations in the whole State, exclusive of Jefferson as shown above \$3,106,464.60—

By the population of the whole State exclusive of Jefferson, we have \$2.18 as the per capita raise of the whole State outside of Jefferson county.

And in contrast, divide the raise in Jefferson county, which we find from page 67 of Auditor's report, to be \$5,348,138.00—

By Jefferson's county's population of 88,501 and we have \$60.44 as the per capita raise in Jefferson county.

On motion of Mr. Moore, the report was ordered to be spread on the Journal of the Senate and 100 copies ordered to be printed.

REPORT OF COMMITTEE ON RULES.

Mr. Matthews, from the Committee on Rules, reported the following resolution:

Resolved, That the two Senate committee clerks who have assisted the Secretary in his duties since the commencement of the session, be allowed \$1.00 per day from the first day of the session to the 4th day of February, 1899, for extra work performed by them in assisting the Secretary on the Senate Journal.

Which was read and goes over until tomorrow.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill and ordered the same sent forthwith to the Senate, without engrossment.

H. 691. To establish a reformatory and industrial school under the name and style of the Alabama Industrial school; to provide for its government; to prescribe what children shall be admitted thereto, and further to provide that certain children shall be sent to, and kept therein, and to provide mode of ascertaining whether any given child should be admitted thereto.

MASSEY WILSON,

Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 691, to Education.

UNFINISHED BUSINESS.

The Senate next took up the unfinished business of yesterday, pending at the hour of adjournment, which was,

The bill,

H. 1237. To provide for the compensation of the commissioners appointed to investigate the indebtedness of the State of Alabama to the State University.

And it passed. Yeas, 18; nays, 0.

Yeas:

Me-srs. President, Caffee, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Sowell of Walker, Thomason, Thompson, Wiley, Windham—18.

RECESS.

On motion of Mr. Matthews, at 1:10 o'clock, p. m., the Senate took a recess until this afternoon, at 3:30 o'clock.

AFTERNOON SESSION.

The Senate reconvened at 3:30 o'clock and was called by the President.

A quorum was present.

MOTION TO RECONSIDER VOTE.

Mr. Moody called up his motion, to reconsider the vote by which the Senate on yesterday, passed the bill,

H. 772. To authorize and empower the Merrimack Manufacturing company, a corporation of the State of Massachusetts to own, build, construct, purchase and operate cotton mills and other manufactories, in Madison county in this State; to confer upon it other powers enumerated in this act and to exempt its mills and factories so erected from taxation for ten years.

By unanimous consent, he withdrew the motion.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following House bills and ordered the same sent forthwith to the Senate without engrossment:

H. 458. For the relief of the Foote & Davies company.

H. 1312. For the relief of James T. Kirk, of Jackson county.

And has adopted the House joint resolution, herewith sent and ordered the same sent forthwith to the Senate, without engrossment:

H. J. R. Relative to receiving the Hon. Jno. W. A. Sanford, for the purpose of presenting to the State of Alabama a picture of Jefferson Davis.

Committee on part of the House, Messrs. Brandon, Vaughan and Poole.

And has amended as therein shown, and as amended, has passed the bill,

S. 176. To authorize municipal and other subdivisions of the State to buy and sell spirituous, vinous or malt liquors and to further regulate or prohibit the sale of such liquors.

MASSEY WILSON,

Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 458, 1312, to Finance and Taxation.

The House joint resolution, relative to receiving the Hon. Jno. W. A. Sanford, Jr., for the purpose of presenting to the State of Alabama a picture of Jefferson Davis.

Was referred to the Committee on Rules.

And the Senate concurred in the House amendments to the Senate bill, S. 176, the title of which is set out at length in the above House message.

Yeas, 16; nays, 2.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Covington, Grant, Hall, Hurst, Jenkins, Lee, Matthews, McCain, Moody, Nunnellee, Sowell of Walker, Thompson, Wiley, Windham—16.

Nays: Messrs. Rather and Thomason—2.

SPECIAL ORDER.

The Senate took up the special order for today, which was,

The bill,

H. 806. To refund to Robert McKee certain moneys paid by him into the State Treasury,

It was read a third time and passed. Yeas, 17; nays, 2.

Yeas:

Messrs. President, Buchanan, Caffee, Deans of Shelby, Grant, Horton, Jelks, Lee, Lyons, Moody, Nunnellee, Pulley, Rather, Sowell of Walker, Thomason, Thompson, Wiley—17.

Nays: Messrs. Deans of Covington, Matthews, 2.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason, from the Committee on Enrolled Bills, reported the following bills as having been correctly enrolled:

S. 450. To incorporate the Birmingham Southern Railroad company.

S. 427. To incorporate the Balwin Immigration company.

S. 312. To amend section 6 of an act to consolidate

and adjust the bonded debt of the State of Alabama, approved February 18, 1895.

S. 438. To require the Commissioners' Court, of Madison county, Alabama, to publish semi-annual statement of receipts and expenditures.

S. 423. To prevent stock from running at large in certain portions of Walker county.

S. 297. To repeal an act "to allow the sheriffs of Macon and other counties, therein named, the same compensation for executing process of any kind in the Justice Court, as is now allowed by law for the same services in the Circuit Courts," approved February 12, 1885, so far as the county of Macon is concerned.

S. 232. To constitute the town of North Port and certain contiguous territory, a separate school district, and to provide for the maintenance and management of the public schools in said school district.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested:

H. 369. To amend an act entitled "An act to promote and secure the erection of cotton mills and factories in the State of Alabama," approved February 13th, 1897 so as to include starch mills and factories, or any other mills or factories of every nature, kind and description.

H. 605. To change the corporate name of the district of Opelika.

H. 959. To regulate the granting of licenses to sell spirituous or vinous liquors in Andalusia beat, Covington county.

H. 1051. To regulate the working and keeping in repair the public roads in Butler county, to authorize the issuance of bonds for such purposes, create a road

fund for said county, and to create the office of Public Road Supervisor and prescribe his duties and powers and provide for working convicts on the public roads.

H. 1240. To authorize and empower the Board of Revenue, of Butler county, to levy and collect a special tax not exceeding one-half of one per cent. on the value of the property of the said county, for the purpose of erecting bridges over streams along public highways in said county.

H. 652. To authorize the town of Marion to issue bonds for the purpose of extending, improving, maintaining and operating the system of water works located in said town, to an extent not exceeding four thousand dollars.

H. 331. To amend section 22 of an act entitled "An act to establish the city court of Gadsden," approved February 18th, 1891.

H. 434. To provide for the assessment of State and county taxes on real property within the corporate limits of the City of Anniston.

H. 509. To prohibit the selling, giving away, or otherwise disposing of alcoholic, spirituous, vinous or malt liquors or intoxicating bitters or beverages within five miles of the West Alabama Agricultural school and Experiment station building, in the town of Hamilton and within five miles of the Methodist church in the town of Winfield and within half a mile of the Cedar Tree Methodist church near Hackleburg, in Marion county, Alabama.

H. 577. To establish a new charter for the town of Thomasville, in Clarke county, Alabama.

H. 710. To amend an act to provide a charter for the town of Carbon Hill, Alabama, approved February 14th, 1891. Acts 1890-91. Page 640.

H. 772. To authorize and empower the Merrimack Manufacturing company, a corporation of the State of Massachusetts to own, build, construct, purchase and operate cotton mills and other manufactories, in Madison county, in this State; to confer upon it other

powers enumerated in this act and exempt its mills and factories so erected from taxation for ten years.

H. 836. To provide for the payment of fines and forfeitures in Tallapoosa county.

H. 867. To incorporate the White People's Missionary Baptist church, in Lafayette, Alabama.

H. 952. To amend section 1 of an act entitled "An act to prevent the running at large of stock in certain portions of Talledega county," approved February 2d, 1897.

H. 966. To authorize and direct the Commissioners' court of Monroe county, to have prepared a general index to probate records of said county.

H. 1049. To abolish the Commissioners' Court of Butler county.

H. 1165. To authorize the mayor and council, of the City of Decatur, to issue bonds of said city to fund and retire the bonded and outstanding indebtedness of said city, and to provide for the payment thereof.

H. 1170. To establish a separate school district in St. Clair county, to be called Edon school district.

H. 1203. To authorize and direct the Court of County Revenue, for Dallas county, Alabama, to erect a new court house for said Dallas county, at Selma, Alabama, on land to be procured for the purpose.

H. 1204. To authorize the Court of County Revenues, of Dallas county, Alabama, to levy and collect a special tax for the purpose of building a new court house for said county.

H. 1242. To amend section six of an act to establish and provide for the holding of a circuit court at Bangor, in the western division of Blount county, approved February 13, 1891.

H. 1273. For the relief of Osceola Evans, of Clay county.

H. 1306. To prevent hunting on the lands in beat No. 4, Bibb county, Alabama, without the written consent of the owner or person having control of such land.

H. 1349. To amend sections 9, 12 and 14 of an act entitled "An act to establish a new charter for the town of Roanoke, of Randolph county, Alabama, approved December 11th, 1890.

H. 1350. To authorize and empower the mayor and council, of the town of Greensboro, Alabama, to issue bonds in a sum not to exceed ten thousand dollars, for the purpose of borrowing money to pave, macadamize, chert or otherwise improve the streets of said town.

H. 125. To make the fees of constables in the counties of Talladega, Choctaw, Montgomery, Monroe, Covington, Shelby, Winston, St. Clair, Clay, Jefferson, Cleburne, Cherokee, Calhoun, Sumter, Randolph, Pickens, Etowah, DeKalb, Blount, Bibb, Crenshaw, Henry, Coffee, Butler, Elmore, Tuscaloosa, Perry, Hale, Chilton, Chambers, Coosa, Dallas and Bullock, the same as sheriff's fees when they perform the same, or similar services, except in criminal cases.

H. 1124. To authorize the mayor and aldermen, of the city of Opelika, to issue bonds for said city for an amount not more than one hundred thousand dollars for the purpose of constructing sewers and for building school houses and furnishing the same and for paying whatever floating or outstanding debts the city may have on the first day of May, 1899, not to exceed \$30,000, and to purchase or erect as the said board may deem advisable, an electric light plant for said city, and to purchase or erect as the board may deem advisable, a system of waterworks for said city.

H. 1266. For the preservation of game animals and birds, in Dallas county.

H. 599. For the relief of Robert A. Morris, county registrar for Jefferson county.

MASSEY WILSON,

Clerk.

SIGNING OF SENATE AND HOUSE BILLS.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the Senate and House bills whose titles are set out in the foregoing report of Committee on Enrolled Bills and House Message.

BILLS ON THIRD READING.

The bill,

S. 496. To amend an act entitled an act to confirm the incorporation of the Birmingham Medical College, a corporation organized under the general laws of this State, to declare its powers and to confer upon it additional rights, privileges and powers.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hall, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—22.

The bill,

H. 1160. To authorize the Mayor and Council of Auburn to issue bonds for an amount not to exceed six thousand dollars for the purpose of building a school house, or houses and repairing the same.

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—21.

The bill,

H. 543. To repeal an act entitled an act to establish the Haw Ridge public school district in Dale and Coffee counties.

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—23.

The bill,

S. 361. To authorize the Board of Mayor and Councilmen of the city of Cullman, Cullman county, Alabama, to issue and negotiate bonds of said city to an amount not exceeding thirty-five thousand dollars for the establishing and maintaining of a system of water works, light system and improvement of streets of said city.

Was taken up.

Mr. Brown offered a substitute with a new title as follows:

S. 361. To authorize the Board of Mayor and Councilmen of the city of Cullman, Cullman county, Alabama, to issue and negotiate bonds of said city to an amount not exceeding thirty-five thousand dollars for the establishing and maintaining of a system of water-works, light system and improvement of the streets in said city, and regulate the disposition and use of the same.

The substitute was adopted.

And the bill as amended was read the third time and passed. Yeas, 23; Nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Deans of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lyons, Matthews, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—23.

The bill,

S. 434. To recognize the chartered rights of all educational institutions as they relate to the question of teachers' licenses in the State of Alabama.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Buchanan, Caffee, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Rather, Sowell of Walker, Thomason, Thompson, Windham—22.

And was ordered to be sent to the House without engrossment.

The bill,

H. 725. To exempt from public road duty the members of the Fire Company and the Hook and Ladder Company of Prattville, Alabama.

Was read a third time and passed. Yeas, 25; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—25.

The bill,

H. 1138. To establish a separate school district in Chilton county to be known as the Jemison School District.

Was read a third time and passed. Yeas, 26; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson Wiley, Windham—26.

The bill,

H. 799. To amend Section 1539 (2705) (2954) (2605) (2204) of the Code of Alabama.

Was read a third time and passed. Yeas, 19; Nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deens of Covington, Hall, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson—19.

The bill,

H. 670. To prevent stock from running at large within the corporate limits of the City of Greenville, and in certain other localities in Butler county, Alabama.

The amendment offered by the committee was adopted and the bill as amended

Was read a third time and passed. Yeas, 25; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—25.

The bill,

H. 876. For the relief of M. H. Robinson, executor of the estate of C. F. McCorquodale, deceased, a resident of Clarke county, Alabama.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Wiley—20.

The bill,

H. 887. To create a separate school district in Jackson county, Alabama, to be known as Section School District, and to define its boundaries and to provide for the maintenance of the same.

Was read a third time and passed. Yeas, 25; nays, 0.

Yeas :

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—25.

The bill,

H. 1161. To incorporate the Greensboro Loan Company.

Was read a third time and passed. Yeas. 24; nays, 0.

Yeas :

Messrs. President, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, McCain, Moody, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Tomason, Thompson, Wiley, Windham—24.

The bill,

H. 1067. To authorize Fletcher Driver, minor heir of Jno. F. Driver, deceased, under the age of eighteen years, to convey certain lands herein described in Clarke County, Alabama.

Was read a third time and passed. Yeas, 26; nays, 0.

Yeas :

Messrs. President, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—26.

The bill,

H. 728. To exclude and take from the Louisville and Mt. Zion School District of Barbour County, Section nineteen (19) and the South Half of Section eighteen (18) and the South Half of Section seventeen (17), Township nine (9), Range twenty-five (25.)

Was read a third time and passed. Yeas, 26; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—26.

The bill,

S. 491. To authorize the Montgomery, Hayneville and Camden Railroad Company to increase its capital stock.

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Hall, Hurst, Jelks, Jenkins, Lee, Lyons, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson—21.

And was ordered to be sent to the House without engrossment.

The bill,

H. 1305. For the relief of H. W. Slaughter, late Sheriff and Tax Collector of Baldwin County, Alabama.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. Buchanan, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—22.

The bill,

H. 1357. To empower the Board of Revenue and Road Commissioners of Mobile county to purchase and improve the old Shell Road,

Was taken up,

Mr. Lyons offered an amendment to insert the enacting clause, which was absent.

Adopted.

The bill, as amended. Was read a third time and passed. Yeas, 24; Nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—24.

The bill,

H. 1157. To amend an act to provide a new charter for the town of Russellville.

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lyons, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—23.

The bill,

H. 943. To relieve Conductors and Engineers employed on passenger trains from jury duty in Dallas county.

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—21.

The bill,

S. 348. To authorize the court of county commissioners of Tuscaloosa county to purchase the rights, franchises and property, pertaining to Foster's Ferry in said county, to grade the approaches to said ferry; to operate a ferry at or near said place, using boats propelled by steam or other power; to charge tolls, and to issue and sell negotiable bonds not exceeding

ten thousand dollars for the purpose of obtaining money to purchase, equip and operate said ferry.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—22.

The bill,

H. 1236. To carry into effect a pending bill in Congress of the United States entitled "an act to grant lands to the State of Alabama for the use of the Industrial School for Girls of Alabama and of the Tuskegee Normal and Industrial Institute.

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. Buchanan, Deens of Covington, Grant, Hall, Hurst, Jelks, Jenkins, Matthews, McCain, Moore, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomason, Thompson, Windham—17.

The bill,

H. 1093. For the relief of Joseph H. Lumpkin, as Sheriff of Dallas county.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. Buchanan, Grant, Hall, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—19.

The bill,

H. 1154. To provide a new charter for the City of Fort Payne, DeKalb county, Alabama.

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—23.

The bill,

H. 1247. To give the constable of Madison county the power to appoint a deputy constable.

Was taken up.

The amendment offered by the committee was adopted and the bill as amended was read a third time and passed. Yeas, 24; Nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—24.

The bill,

S. 454. For the protection of physicians in Lawrence county.

Was taken up.

Mr. Rather offered an amendment which was adopted and the bill as amended was read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—24.

The bill,

H. 61. To incorporate Oakman College in the town of Oakman in Wakler county, Alabama.

Was taken up.

Mr. Sowell of Walker offered an amendment which was adopted and the bill, as amended,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Matthews, McCain, Moody, Moore, Nunnellee, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—19.

The bill,

H. 863. To better provide for the working and maintenance of the public roads in Chambers, Lamar, Lawrence, Lowndes, Clay and Cleburne counties.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Caffee, Grant, Hall, Hurst, Jelks, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—19.

The bill,

H. 964. To repeal an act entitled an act "to incorporate the town of Notasulga, in Macon county."

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—22.

The bill,

S. 442. To fix the compensation of Bailiffs in Montgomery county.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, Nunnellee, Pulley, Rather,

Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—22.

The bill,

H. 813. To incorporate Starke's Classical and Scientific School at Montgomery, Montgomery county, Alabama.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—22.

The bill,

S. 481. To authorize the city of Birmingham, the corporate name of which city is the "Mayor and Aldermen of Birmingham" to buy, build, erect and own, maintain and operate water works for the supply of said city and other consumers with water and to issue and sell or exchange said bonds for said purposes.

Was taken up.

The substitute reported by the committee was adopted.

And the bill, as amended, was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—23.

The bill,

H. 928. For the preservation of game in Montgomery county.

Was taken up.

The amendment reported by the committee was adopted.

And the bill, as amended, was read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Nunnellee, Rather, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—24.

The bill,

H. 946. To confirm the incorporation of the town of Highland Park in the county of Montgomery, and to define the boundaries thereof, and to enlarge and define the corporate powers of said town.

Was read a third time and passed. Yeas, 25; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—25.

The bill,

H. 475. For the relief of Lee Scott Baber, of the county of Montgomery,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, Moody, Moore, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—21.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following House bills, and ordered the same sent forthwith to the Senate without engrossment:

H. 1193. To regulate the recording fees of the Judge of Probate of Cullman county, Alabama.

H. 645. To regulate the fine and forfeiture fund of Calhoun county.

H. 949. To regulate the fine and forfeiture fund of Coffee county, and all claims against said funds, and requiring all fines and forfeitures to be paid in money.

H. 866. To amend sections 6, 13, 14, 15 and 17 of an act entitled "An act to establish a new charter for the town of Lafayette, in the county of Chambers," approved February 26, 1881.

H. 1382. To provide for the election of a treasurer for the trustees of the Bethel School District, in Tuscaloosa county, and to define his duties.

H. 1381. To make valid claims against the fine and forfeiture fund of Tuscaloosa county, which have been once registered and lost their places and validity by failure to register again.

H. 873. To create a separate school district in Cherokee county, to be called Moshat school district.

H. 679. To reduce the per diem of members of the court of County Commissioners, or Board of Revenue, of Choctaw county, from three dollars and fifty cents to three dollars.

H. 1384. To amend section one of an act entitled "An act to confer certain powers on the Board of Control of Jackson Agricultural College and their successors," approved February 15, 1897.

H. 690. To amend sections 4 and 31 of an act entitled "An act to incorporate the town of Goodwater in Coosa county, Alabama," approved December 18, 1894, and to increase the jurisdiction of the mayor and aldermen of said town.

H. 993. To establish a separate school district known as the Warren school district.

H. 573. To define the territorial jurisdiction of notaries public and ex officio justices of the peace, in Clarke county.

H. 1148. To prevent hogs, sheep and goats from running at large, in certain sections of Limestone county.

H. 1402. To repeal an act entitled "An act for the protection of song birds, game fowls, and game animals, in the State of Alabama," approved February 8th, 1898, so far as it relates to or effects Covington county.

H. 615. To authorize the court of County Commissioners of Crenshaw county to pay the sheriff of said county for ex officio services.

H. 1162. To establish the City Court of Cullman, to define its jurisdiction and powers and to regulate the procedure and practice therein.

H. 191. To require justices of the peace and notaries public with powers of justices, to make warrants issued by them for the arrest of persons charged with misdemeanors of which they have final jurisdiction returnable before themselves, to try such cases and to prevent other courts taking jurisdiction of such warrants, except on appeals.

H. 1200. To regulate and provide for the working of the public roads, in precinct No. 1, in Elmore county.

H. 1434. To require all persons owning or operating cotton mills in Marion county, Alabama, to fence the same and prescribe the penalty for failure to comply with this act.

H. 1289. To exempt the property of the Alabama Baptist University from the payment of taxes.

H. 1422. To change the name of Lewis Allen Morgan, Jr., of Perry county, to Allen Lewis Morgan.

H. 1316. Authorizing an election in Poplar Ridge, in Madison county, for or against the stock law, approved February 9, 1897, entitled "An act to amend section 1 of an act to prevent hogs from running at large in Madison county," approved February 16, 1891.

H. 662. To create a separate school district in DeKalb county, known as the Bethel school district and to provide for the maintainance of the same.

H. 1361. To define the term of office of the Superintendent of Education of Walker county.

H. 1343. To repeal an act for the protection and preservation of game animals, birds and fishes and to prevent camp hunting in Franklin county, approved February 4, 1893.

H. 1379. To amend section 3 of an act to regulate and prescribe the maner of electing county commissioners in the counties of Lamar, Fayette, Marion and Franklin, approved Feb. 18th, 1891.

H. 1418. To establish a separate school district in Henry county, to be known as the Kinsey school district.

H. 1400. To fix the fees of the Judge of Probate, of Marion county, for recording mortgages.

And the House has passed the following Senate bills:

S. 437. To authorize and empower the town council of the town of Tuskegee, to establish and maintain, public schools in said town and to ratify and confirm the purchase of buildings and lands already made by said town council for said purpose.

S. 312. To amend section 6 of an act to consolidate and adjust the bonded debt of the State of Alabama, approved February 18, 1895.

S. 203. To provide for the regulation of companies or associations transacting the business of life insurance, in this State, upon the mutual, corporation or assessment plan.

And as amended as there shown and as amended, has passed the bills:

S. 352. To amend section 565 of the Code.

S. 358. To amend an act entitled "An act to amend the carter of the City of Uniontown, county of Perry, State of Alabama," approved February 16, 1885, and the acts amendatory thereof.

MASSEY WILSON,

Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House messages were severally read once and referred to appropriate committees as follows:

- H. 1192, 1162, to Revision of Laws.
- H. 645, 949, 1343, to Penitentiary.
- H. 866, 690, to Municipal and County Organizations.
- H. 1382, 873, 993, 662, 1361, 1418, to Education.
- H. 1381, to Banking and Insurance.
- H. 679, 615, 1289, 1400, to Finance and Taxation.
- H. 1384, 1148, 1316, to Agriculture.
- H. 573, to Temperance.
- H. 1402, 1200, 1434, 1422, to Local Legislation.
- H. 191, to Judiciary.
- H. 1379, to Privileges and Elections.

On motion of Mr. Stevens, the Senate non-concurred, in the House amendment to the Senate bill,

S. 352. To amend section 565 of the Code.

And a Committee of Conference was requested thereon.

And the president appointed Messrs. Stevens, Wiley and Windham, as the committee on the part of the Senate.

On account of Mr. Moore being absent, on motion of Mr. Sowell, of Walker, the consideration of the House amendment to the Senate bill 358 (the title of which is set out in the above House message,) was informally passed by.

ADJOURNMENT.

On motion of Mr. Hurst, at 6.30 p. m., the Senate adjourned until tomorrow morning at 10.30 o'clock.

FORTY-SIXTH DAY.

Friday, February 17, 1899.

The Senate met pursuant to adjournment.

Prayer by Rev. Mr. Clements, of Athens, Ala.

Present:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Deans of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—26.

JOURNAL.

On motion of Mr. Rather, the reading of the journal of yesterday was dispensed with and it was approved.

LEAVE OF ABSENCE.

Leave of absence was granted indefinitely to Mr. Brooks, on account of sickness.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Moody—

S. 524. To confer additional powers on the trustees of the Alabama Central Female college, located at Tuscaloosa, Alabama.

Banking and Insurance.

Also—

S. 525. To authorize an election to be held in Tuscaloosa county, as to whether the provisions of an act entitled "An act to authorize municipal and other

subdivisions of the State, to buy and sell spirituous, vinous and malt liquors and to further regulate or prohibit the sale of such liquors," approved February, 1899, shall apply to Tuscaloosa county and to declare the effect of such an election.

Temperance.

RESOLUTION.

By leave, Mr. Sowell of Walker, offered the following resolution:

Resolved by the Senate, That on and after today the Senate shall have two meetings daily, a morning hour, from 10 a. m. to 1 p. m., to be devoted to the consideration of general bills, special orders and bills by unanimous consent, after the regular order has been disposed of, adjournment to be had at 1 p. m. An afternoon meeting to convene at 3:30 p. m., to be devoted to the consideration of local bills confined to the district of the Senator who calls up the bill, or by a Senator at the request of such Senator such bills to be called up by alphabetical call of Senators and to adjourn at 6 p. m. or earlier, or recess until 7.30 p. m., at the pleasure of the Senate.

Mr. Matthews offered an amendment, to strike out the word district.

Which, with the amendment, were referred to the Committee on Rules

MESSAGE FROM THE HOUSE.

Mr. President:

The House has adopted the House joint resolution herewith sent, requesting the presiding officers of the two Houses to erase their signatures from House bill 955.

And has also adopted the House joint resolution herewith sent, relating to the per diem and mileage of J. R. Daves, member of the House from Winston county.

And the House has concurred in the Senate amendments to the bills:

H. 1195. To require the court of County Commissioners, of Crenshaw county, to let out all bridge contracts at public outcry to the lowest responsible bidder.

H. 591. To provide for holding Chancery Court, in Washington county, Alabama.

H. 732. To amend section 6 of an act entitled "An Act for the protection of land and plantations from depredations by stock in Bullock county," approved December 8th, 1880, approved February 11th, 1883, approved February 13th, 1897.

H. 1090. To provide for the lease of county convicts of Wilcox county.

H. 845. To authorize the City of Sheffield, Alabama, to issue bonds of said city to an amount not exceeding one hundred and twenty-five thousand dollars, for the purpose of paying or funding the bonded indebtedness of said city and completing the public school building and city hall of said city.

H. 1192. To authorize the mayor and aldermen, of the City of Florence, to cause or procure the streets, sidewalks, avenues and alleys of said city to be graded, graveled, paved, curbed or otherwise improved with the material and in the manner prescribed by said mayor and aldermen; to assess the cost of all such improvement against the abutting property according to the frontage thereof, or according to benefit to said property, to make such assessment a lien on said land or lots; to prescribe a method for the enforcement of such liens; to provide a method for the payment of such assessments and to issue bonds to anticipate such payments.

H. 1325. To authorize the Probate Judge, of Shelby county, to prohibit the running at large of stock in said county under certain conditions.

H. 1117. To amend section thirteen of an act, entitled "An act to establish a new charter for the City of Cullman, Alabama," approved December 12, 1890.

And the House has originated and passed the following House bills and ordered the same sent forthwith to the Senate without engrossment.

H. 1159. For the relief of Thomas Reeves, of Jefferson county.

H. 1405. To regulate the fees of ex officio and road services of officers, in Cullman county, Alabama, and provide for the payment of the same.

H. 497. To require the County Commissioners and Board of Revenue, of the county of Jefferson, to have prepared and published a complete and accurate map of all public highways and principal streams of said county, with accurate milegae of said public highways.

H. 1437. To incorporate the Leisure Hour Club, of Birmingham, Alabama.

H. 1426. To establish a separate school district for the town of Pratt City, Alabama.

H. 1388. To establish a new charter for the town of Woodlawn, in the county of Jefferson, State of Alabama.

H. 1377. To amend section 1 of an act to grant a new charter for the town of Guin, Marion county, Alabama, approved December 14, 1898.

H. 162. For the relief of W. W. Morris, Judge of Probate of Dale county, Alabama.

H. 1326. To incorporate the Supreme Conclave of the Order of Regents of the White Shield of Alabama.

H. 990. To create a separate school district in Franklin county, Alabama, to define the boundaries thereof.

H. 1410. To relieve Emmet Cooley Peeples, of Limestone county, of the disabilities of non-age.

H. 1315. To amend section 1377 of the Code of Alabama.

H. 1333. To establish a charter for the town of Albertville, in Marshall county, Alabama, approved February 18, 1891.

H. 1091. To establish a separate school district in this State, composed of a part of the counties of Tallapoosa, Clay and Randolph and fix the boundaries of the same to be known as the County Line school district.

H. 1319. To establish a separate school district in Winston and Cullman counties, to be known as the Flowers school district.

H. 1396. To authorize the City council of Montgomery to issue bonds for the purpose of borrowing money to construct sanitary sewers in the city of Montgomery.

H. 1135. To authorize the Commissioners' Court of Tallapoosa county to borrow twenty-five hundred dollars.

H. 539. To give physicians a lien upon the personal property of any person for the payment of medicines furnished and services rendered to such person or his family not to exceed the sum of ten dollars per year and to provide for the enforcement of such lien so far as it relates to Randolph county.

H. 1408. To prevent the purchase of stationery by any of the officers of Cullman county, Alabama, unless the same has been ordered under the order of the Commissioners' Court or Board of Revenue of said county.

H. 1404. To limit the time of the sessions of the grand jury empaneled in Cullman county, Alabama.

H. 1401. To make the official bonds of officers in Cullman county liable for refusing to approve sufficient bonds and for taking insufficient bonds.

H. 1398. To amend section 2 of an act entitled "An act to establish a charter for the City of Vincent, in Shelby county, Alabama.

H. 1386. To establish a separate school district in Shelby county, to be known as the Harpersville school district.

H. 1407. To require the judge presiding at the circuit court of Cullman county, Alabama, to approve

the allowance due and payable to the bailiffs in allowance upon the terms of the court before a certificate shall be issued by the clerk therefor.

H. 829. To provide for the payment of certain monies deducted from the salary of B. F. Wilson, former solicitor of the 7th judicial circuit, on account of his absence from St. Clair circuit court at the spring term of 1898, thereof.

H. 950. To provide for the payment of certain fees of the solicitor of the city court of Talladega, in two felony cases sentenced to the penitentiary in 1897.

H. 1406. To authorize and empower the clerk of the circuit court of Cullman county, Alabama, to issue subpoenas for witnesses before the grand juries of said county.

H. 831. To prohibit the sale or giving away of alcoholic, spirituous, vinous or malt liquors within one and one-half miles of Bethel church, in beat 7, Tallapoosa county, and to provide a penalty therefor.

H. 1430. To create a lien in favor of public ginneries in Tallapoosa county and to regulate the enforcement of same.

H. 1119. To authorize the Board of Mayor and Councilmen of the city of Cullman, Cullman county, Alabama, to issue and negotiate bonds of said city to an amount not exceeding thirty-five thousand dollars for the establishing and maintaining of a system of water works, light system and improvement of streets and sidewalks in said city, and regulate the disposition and use of the same.

H. 975. To provide for the inspection of the county jails of the State and to elect a jail inspector, and to prescribe the duties of such inspector.

H. 1089. To further regulate the mining of coal in Alabama.

H. 718. To authorize and empower the town of Greensboro to condemn by exercising the right of eminent domain any real estate within the corporate limits of said town for cemetery purposes.

H. 1444. To amend subdivision four of Section 3911 of the Code of Alabama, with reference to the assessment of stocks of merchandise.

And the House has passed the following Senate bills:

S. 455. To amend Section 1 of an Act entitled "An Act to authorize the Intendant and Councilmen in the town of Oakman, Walker county, Alabama, to issue bonds of said town for an amount not exceeding five thousand (\$5,000) dollars for the purpose of building, equipping, furnishing and procuring suitable school buildings for the use of the residents of said town," approved December 8, 1898.

S. 411. To declare Henry D. Lewis, a liner between the counties of Lowndes and Dallas, a citizen of Lowndes county.

S. 252. To repeal subdivision one of Section 4122 of Code of Alabama (1896), so far as the same applies to the county of Madison, in the State of Alabama.

S. 417. To incorporate the Mobile Railway and Dock Company.

S. 241. To legalize the acts of the jury commissioners of Walker county, Alabama, in filling the jury box of said county and the drawing the grand and petit juries therefrom in November, 1898, for the year 1899.

And the House has amended by way of substitute, and as amended, has passed the bill,

S. 123. To amend an Act entitled "An Act to provide a charter for the city of Mobile," approved February 6, 1897.

MASSEY WILSON,

Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees as follows:

H. 1159, 162, 1315, 1135, 829, 1119, 1444, to Finance and Taxation.

H. 1405, 497, 539, to Local Legislation.

H. 1437, 1377, 1326, 1396, 1089, 7718, to Corporations.

H. 1426, 1091, 1319, 1386, to Education.

H. 1388, 1333, 1398, to Municipal and County Organizations.

H. 990, 950, 975, to Penitentiary.

H. 1410, to Privileges and Elections.

H. 1408, to Printing.

H. 1404, 1401, 1407, 1406, to Revision of Laws.

H. 831, to Temperance.

H. 1430, to Judiciary.

The House joint resolution, requesting the presiding officers of the two Houses to erase their signatures from House Bill 955.

Was concurred in.

The House joint resolution relating to the per diem of J. R. Daves, member of the House from Winston county,

Was referred to the Committee on Rules.

The Senate concurred in the House amendment to the Senate bill,

S. 123. To amend an Act entitled "An Act to provide a new charter for the city of Mobile," approved February 6, 1897.

Yeas, 21; nays, 0.

Yeas:

Messrs. President, Buchanan, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Lee, Lyons, Matthews, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—21.

And the Senate concurred in the House amendment to the Senate bill,

S. 358. To amend an Act entitled "An Act to amend the charter of the city of Uniontown, county of Perry,

State of Alabama," approved February 16, 1885, and the Acts amendatory thereof,

Which was received in the House mesage on yesterday, and was informally laid over.

Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deens of Covington, Grant, Hall, Horton, Jelks, Jenkins, Lee, Lyons, Matthews, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Wiley, Windham—20.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Rather, from Commerce and Common Carriers, favorably—

H. 500. For the better protection of passengers on railway trains in this State.

Also—

H. 1208. To authorize Morgan county to build macadamized roads and to issue bonds of the county to aid in the construction thereof.

By Mr. Horton, from Agriculture, favorably with amendment—

H. 614. To require all corporations, companies or individuals operating or owning places for storing and weighing cotton in the State of Alabama when a charge is made for such storage or turning out to provide a well bound book in which shall be kept alphabetically arranged, and which shall at all reasonable times be open to the inspection of the public, a record of all cotton weighed by them, by whom offered for weighing and for whom weighed and to provide a penalty for violation thereof.

Also, with amendment—

H. 1031. To authorize the Court of County Commissioners in Limestone, Coffee, Autauga and Shelby counties to establish the boundaries of stock districts

wherein hogs, sheep and goats are not permitted to run at large when a majority of the legal voters in the district affected favor the establishment of a new stock district.

Also—

H. 1148. To prevent hogs, sheep and goats from running at large in certain sections of Limestone county.

Also—

H. 1258. To amend Section five (5) of an Act approved February 15, 1895, entitled "An Act to create a lien in favor of the owners or keepers of pastures for the payment of their charges for pasturing stock in the counties of Wilcox and Dallas."

Also—

H. 1316. Authorizing an election in Poplar Ridge, in Madison county, for or against the stock law, approved February 9, 1897, entitled "An Act to amend Section 1 of an Act to prevent hogs from running at large in Madison county," approved February 16, 1891.

By Mr. Wiley, from Corporations, favorably—

S. 517. To incorporate the Alabama Beta Chapter, Phi Delta Theta.

Also—

S. 519. To amend an Act to incorporate the Southern Lumber Fire Association of Birmingham, Alabama, and to define its rights and powers and franchises, approved February 14, 1895.

Also—

S. 521. To incorporate and exempt from taxation the property of the Boaz Seminary, located in the town of Boaz, Marshall county.

Also—

H. 1431. To provide a system of water works for the city of Sheffield.

By Mr. Matthews, from Penitentiary, favorably—

S. 522. To amend the city charter of Sheffield in the county of Colbert, State of Alabama.

Also—

H. 949. To regulate the fine and forfeiture fund of

Coffee county and all claims against said funds and requiring all fines and forfeitures to be paid in money.

Also—

H. 1343. To repeal an Act for the protection and preservation of game animals, birds and fishes and to prevent camp hunting in Franklin county, approved February 4, 1893.

By Mr. Matthews, from Finance and Taxation, favorably—

S. 503. To require the clerk of the Circuit Court of Conecuh county to perform the duties of clerk of the County Court of said county and fixing his fees for such services.

Also—

H. 856. To make appropriations for the ordinary expenses for the executive, legislative and judicial departments of the State, for the interest on the public debt and for public schools.

Also—

H. 972. To amend Section 3927 of the Code of Alabama relating to fees of assessor so far as the same relates to Tuscaloosa county.

Also—

H. 982. To fix the compensation of the sheriff of Cleburne county ex officio services.

Also—

H. 1045. To authorize the Mayor and Council of the city of Demopolis to issue bonds of said city for an amount not exceeding fifty-five hundred dollars bearing interest at a rate not exceeding five per cent. per annum for the purpose of purchasing the Marengo Female Institute property in the city of Demopolis.

Also—

H. 1059. To authorize the Mayor and Councilmen of Demopolis to issue bonds of said city for an amount not more than twenty-five thousand dollars (\$25,000) for the purpose of building and constructing sewers in said city and extending sewer mains leading from said city to such points as the Board may deem advisable.

Also—

H. 1111. To increase the amount paid to the sheriff of Escambia county for ex officio services.

Also—

H. 1115. To authorize the Board of Mayor and Councilmen of the town of Abbeville to issue and negotiate bonds of said town to an amount not exceeding ten thousand dollars for the purpose of establishing and maintaining a system of water works and fire department and for the purpose of completing and equipping of the Southeast Alabama Agricultural School building now being erected in said town and providing for the redemption of said bonds with the interest thereon.

Also—

H. 1320. To authorize and direct the Mayor and Council of the town of Greensboro to reimburse W. E. W. Yerby and Lee M. Otts for certain moneys paid out by them for said town.

Also—

H. 824. For the relief of White, Woodruff & Fowler of the county of Montgomery, Alabama.

By Mr. McCain, from Education, favorably—

S. 415. To confer additional powers upon the Boards of Control of the Agricultural Schools and Experimental Stations of the State of Alabama.

By Mr. Sowell, from Local Legislation, favorably—

S. 514. For the preservation and protection of certain birds in Lee county, Alabama.

Also—

S. 518. To provide for the holding of the regular sessions of the Board of Revenue of Barbour county alternately at Clayton and Eufaula, and to authorize special sessions at either of said places.

Also—

H. 367. To prohibit the obstruction of the channel of Valley Creek in Jefferson county.

Also—

H. 989. To better provide for the payment of State witnesses in the county of Clarke.

Also—

H. 1104. To authorize and empower the Assistant Solicitor employed by the Solicitor for Jefferson county to attend upon the sittings of the grand juries of the Criminal Court of said county, to advise them in relation to matters of law and examine and swear witnesses before them.

Also—

H. 1200. To regulate and provide for the working of the public roads in Precinct No. 1, in Elmore county.

Also—

H. 1288. For the preservation and protection of the quail, commonly called partridge, in the county of Macon.

Also—

H. 1293. To authorize the Commissioners' Court of Jefferson county, or the Board of Revenue of Jefferson county, to purchase a bridge from the Palos Coal Company over the Locust Fork of the Warrior river.

Also—

H. 1422. To change the name of Lewis Allen Morgan, Jr., of Perry county, to that of Allen Lewis Morgan.

Also—

H. 1434. To require all persons owning or operating a cotton gin in Marion county, Alabama, to fence the same and prescribe the penalty for failure to comply with this Act.

Also—

H. 1342. To relieve Rutledge Davie, of Barbour county, a minor under the age of eighteen years, of the disabilities of non-age.

Also—

H. 1361. To define the term of office of the Superintendent of Education of Walker county.

Also—

H. 1402. To repeal an Act entitled "An Act for the protection of song birds, game fowls and game mammals in the State of Alabama," approved February 8, 1899, so far as it relates to or affects Covington county.

By Mr. Lyons, from Municipal and County Organizations, favorably—

S. 296. To amend an Act entitled "An Act to amend sections one, five and eleven of an Act to incorporate the Bienville Water Supply company," approved February 19th, 1883.

By Mr. Grant, from Temperance, favorably—

H. 573. To define the territorial jurisdiction of notaries public and ex officio justices of the peace in Clarke county.

Also, with amendment—

H. 1030. To authorize the manufacture and sale of wine made from the juice of grapes in quantities of not less than ten gallons by any person in the counties of Lamar, Limestone, Cullman, Sumter, Chilton, Marion and Morgan without taking out license therefor.

Also—

H. 1072. To repeal an Act entitled "An Act to increase the jurisdiction of justices of the peace in Dallas, Choctaw, Cherokee, Sumter, Autauga, Perry, St. Clair, Russell, Barbour, Jackson, Washington, Greene, Morgan and Marengo counties, so far as the same relates to Washington county.

Also—

H. 1071. To provide for the appointment of a County Solicitor for Washington county and to prescribe his duties.

Also—

H. 1070. To regulate the holding of Circuit Court in Washington county.

Also—

H. 1011. To provide for holding an election to decide whether or not the legal voters of Beat 7, otherwise known as Pleasant Grove Beat, in Limestone county, will repeal an Act entitled "An Act to prohibit the sale, giving away or otherwise disposing of any alcoholic, vinous or malt liquors or other intoxicating drinks or beverages within three (3) miles of Wesley's Chapel, in Shoalford Beat, in Limestone

county; also Beats 5, 6 and 7, known respectively as Gilbertsboro, Wickham and Pleasant Grove, in West Limestone," approved February 17th, 1897, in so far only as the same relates to Beat 7, or Pleasant Grove Beat.

Also—

H. 1069. To regulate and provide for the trial of misdemeanors in Washington county, Alabama.

By Mr. Wiley, from Corporations, favorably—

H. 1021. To authorize and empower the Courts of County Commissioners in the different counties in this State to establish, alter or abolish the boundaries of separate school districts in their respective counties, when a majority of the legal voters resident in such existing or proposed district favor the change.

By Mr. Wiley, from Judiciary, favorably—

H. 1393. To amend Sections 1065 and 1066 of the Code of 1896 of Alabama.

By Mr. Matthews, from Finance and Taxation, favorably—

H. 588. To provide for the publication of receipts and disbursements by the Courts of County Commissioners and County Boards of Revenue in the State of Alabama and to impose a fine for failure or refusal to comply with the provisions of this Act.

By Mr. Meador, from Finance and Taxation, favorably—

H. 1020. To amend subdivision 9 of Section 3911 of the Code of 1896.

By Mr. Moody, from Banking and Insurance, favorably—

H. 1381. To make valid certain claims against the fine and forfeiture fund of Tuscaloosa county, which have been once registered and lost their place and validity by failure to register again.

By Mr. Brown, from Revision of Laws, favorably—

S. 512. For the relief of Dora Ryan, Guy Ryan and Maude Ryan, minors, of Morgan county, Alabama.

By Mr. Caffee, from Privileges and Elections, favorably—

H. 1403. To amend an Act entitled "An Act to provide for the permanent location of the county site of Shelby county, Alabama, by a vote of the qualified electors of said county," approved February 9, 1899.

By Mr. Brown, from Revision of Laws, favorably, S. 337. To amend Sections 4579 of the Code of 1896.

Also—

H. 1420. To regulate the number of bailiffs in attendance on the Circuit Court of Madison county and to prescribe their compensation for such services.

Also, with amendment—

H. 1118. To amend Section 2 of an Act entitled "An Act to establish a new charter for the city of Cullman," approved December 12th, 1890.

Also—

H. 826. To amend Section 5052 of the Criminal Code of Alabama.

By Mr. Caffee, from Privileges and Elections, favorably—

H. 1284. To authorize an election in Limestone county to determine whether or not one hundred thousand (\$100,000) dollars worth of bonds shall be issued for the purpose of building pike or macadamized roads in said county, and to authorize the issuance of said bonds by the Commissioners Court, provided a majority of the legal voters voting in said election vote for the bond issue.

RESOLUTION ADOPTED.

The resolution offered by Mr. Matthews, on yesterday, is as follows:

Resolved, That the two Senate committee clerks who have assisted the Secretary in his duties since the commencement of the session, be allowed \$1.00 per day from the first day of the session to 4th day of February, 1899, for extra work performed by them in assisting the Secretary of the Senate.

Was read and adopted.

REPORT OF COMMITTEE ON RULES.

Mr. Matthews, from the Committee on Rules, reported favorably the House joint resolution relative to receiving the Hon. Jno. W. A. Sandford, Jr., for the purpose of presenting to the State of Alabama a painting of "Our Lost Hero," Jefferson Davis.

The report was concurred in and the resolution was adopted,

And the President appointed as a committee on part of the Senate Messrs. Jelks, Horton and Deans, of Shelby.

RESOLUTION.

Mr. Wiley offered the following resolution:

Resolved, That the roll of the Senate be called and that each Senator when his name is called, shall be allowed to call up a bill, which is on the Calendar.

The President of the Senate ruled that the resolution be referred to the Committee on Rules.

Mr. Wiley appealed from the decision of the chair.

The ruling of the chair was not sustained,

Yeas, 9; nays, 15.

Yeas:

Messrs. President, Deans of Shelby, Deans of Covington, Grant, Jelks, Moore, Nunnellee, Sowell of Walker, Thomason—9.

Nays:

Messrs. Brown, Buchanan, Caffee, Hall, Horton, Hurst, Jenkins, Lee, Lyons, Matthews, Moody, Stevens, Thompson, Wiley, Windham—15.

Mr. Moore offered the following substitute for Mr. Wiley's resolution, as follows:

That each Senator shall be allowed to call up one local bill for his district and for other districts, provided the Senator who represents said district is not present.

On motion of Mr. Thompson the substitute was laid on the table,

Yeas, 15; nays, 11.

Yeas:

Messrs. Brown, Buchanan, Caffee, Hall, Horton, Hurst, Jenkins, Lee, Lyons, Matthews, Meador, Stevens, Thompson, Wiley, Windham—15.

Nays:

Messrs. President, Deans of Shelby, Deens of Covington, Grant, Jelks, Moody, Moore, Nunnellee, Sowell of Walker, Stevens, Thomason—11.

Mr. Cunningham, Mr. Jelks presiding, offered the following amendment to Mr. Wiley's resolution, as follows:

Amend by adding the following: Provided such bills will cause no debate.

On motion of Mr. Wiley the amendment was laid on the table,

Yeas, 15; nays, 10.

Yeas:

Messrs. Brown, Buchanan, Caffee, Hall, Horton, Hurst, Jenkins, Lee, Lyons, Matthews, Meador, Stevens, Thompson, Wiley, Windham—15.

Nays:

Messrs. President, Deans of Shelby, Deens of Covington, Grant, Jelks, Moody, Moore, Nunnellee, Sowell of Walker, Thomason—10.

The question recurring on the adoption of Mr. Wiley's resolution,

It was adopted.

BILLS ON THIRD READING.

The bill,

S. 505. To establish a new charter for the town of Pratt City, Jefferson county, Alabama.

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, Moore, Nunnellee,

Pulley, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley—23.

The bill,

H. 1057. To relieve Albert C. Walker and John F. Walker, of Henry county, of the disabilities of non-age.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deans of Covington, Grant, Hurst, Jelks, Lee, Matthews, Meador, Moore, Nunnellee, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—19.

The bill,

H. 1271. To amend Section 1 of an Act approved December 9th, 1896, entitled "An Act to amend an Act entitled 'An Act to establish a new charter for Phoenix City, in Lee county, Alabama,'" approved December 10th, 1894.

Was taken up.

The amendment reported by the committee was adopted,

And the bill, as amended,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deans of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, Meador, Moody, Nunnellee, Pulley, Thomason, Windham—19.

The bill,

H. 986. To establish a Board of Revenue for Jefferson county and for the abolishment of the Court of County Commissioners of said county,

Was called up by Mr. Brown.

Mr. Cunningham, Mr. Jelks presiding, moved to make the consideration of this bill the special order for tomorrow morning, immediately after the reports by the committees.

Mr. Wiley moved to lay the motion on the table.

PERSONAL PRIVILEGE.

Mr. Sowell, of Walker, arose to a question of personal privilege, in reply to some statements made by Mr. Wiley in a speech preceding the motion to lay on the table. During Mr. Sowell's statement of his privilege, Mr. Wiley arose to a point of order, stating that Mr. Sowell was not discussing his personal privilege.

The chair, Mr. Jelks presiding, ruled that Mr. Sowell was in order, and the Senator from Montgomery was out of order.

To this decision Mr. Wiley appealed from the decision of the chair.

The ruling of the chair was sustained,

Yeas, 13; nays, 12.

Yeas:

Messrs. President, Deans of Shelby, Deans of Covington, Grant, Hurst, Jelks, Jenkins, Moody, Moore, Nunuellee, Sowell of Walker, Thomason, Thompson—13.

Nays:

Messrs. Brown, Buchanan, Caffee, Hall, Horton, Lee, Lyons, Matthews, Meador, Stevens, Wiley, Windham—12.

And the motion made by Mr. Wiley to lay on table motion made by Mr. Cunningham to make the bill the special order for tomorrow,

Was carried,

Yeas, 13; nays, 10.

Yeas:

Messrs. Brown, Buchanan, Caffee, Hall, Lee, Lyons, Matthews, Meador, Stevens, Thompson, Wiley, Windham—13.

Nays:

Messrs. President, Deans of Shelby, Deans of Covington, Grant, Hurst, Jelks, Moody, Moore, Sowell of Walker, Thomason—10.

Mr. Jenkins announced that he was paired with Mr. Brooks.

Mr. Cunningham moved to make the bill the special order for 3.30 o'clock this afternoon.

On motion of Mr. Wiley the motion to postpone was laid on the table,

Yeas, 13; nays, 12.

Yeas:

Messrs. Brown, Buchanan, Caffee, Hall, Horton, Lee, Lyons, Matthews, Meador, Stevens, Thompson, Wiley, Windham—13.

Nays:

Messrs. President, Deans of Shelby, Deens of Covington, Grant, Hurst, Jelks, Moody, Moore, Nunnellee, Rather, Sowell of Walker, Thomason—12.

Pending consideration

RECESS.

At the hour of 1.31 o'clock p. m., on motion of Mr. Nunnellee, the Senate took a recess until this afternoon at 3.30 o'clock.

Yeas, 13; nays, 12.

Yeas:

Messrs. President, Deans of Shelby, Deens of Covington, Grant, Hurst, Jelks, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Walker, Thomason—13.

Nays:

Messrs. Brown, Buchanan, Caffee, Hall, Horton, Lee, Lyons, Matthews, Stevens, Thompson, Wiley, Windham—12.

AFTERNOON SESSION.

The Senate reconvened at 3.30 o'clock, and was called to order by the President.

A quorum was present.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested:

H. J. R. Regarding the waiving of the United States flag over public schools.

H. 475. For the relief of Lee Scott Baber, of the county of Montgomery.

H. 543. To repeal an Act entitled "An Act to establish the Haw Ridge Public School District in Hale and Coffee counties.

H. 591. To provide for holding Chancery Court in Washington county, Alabama.

H. 725. To exempt from public road duty the members of the Fire Company and the Hook and Ladder Company of Prattville, Alabama.

H. 728. To exclude and take from the Louisville and Mt. Zion School District of Barbour county, Section nineteen (19) and the south half of Section eighteen (18) and the south half of Section seventeen (17), Township nine (9), Range twenty-five (25.)

H. 732. To amend Section 6 of an Act entitled "An Act for the protection of land and plantations from depredations by stock in Bullock county," approved December 8th, 1880; approved February 11th, 1883; approved February 13th, 1897.

H. 796. To establish a new charter for the town of Hartselle, in Morgan county.

H. 799. To amend Section 1539 (2705) (2954) (2605) (2204) of the Code of Alabama.

H. 806. To refund to Robert McKee certain moneys paid by him into the State Treasury.

H. 845. To authorize the city of Sheffield, Alabama, to issue bonds of said city to an amount not exceeding one hundred and twenty-five thousand dollars, for the purpose of paying or funding the bonded indebtedness

of said city, and completing the public school building and city hall of said city.

H. 863. To better provide for the working and maintenance of the public roads in Chambers, Lamar, Lawrence, Lowndes, Clay and Cleburne counties.

H. 876. For the relief of M. H. Robinson, executor of the estate of C. F. McCorquodale, deceased, a resident of Clarke county, Alabama.

H. 887. To create a separate school district in Jackson county, Alabama, to be known as Section School District, and to define its boundaries and to provide for the maintenance of the same.

H. 918. To establish a depository for the public funds of Shelby county.

H. 943. To relieve conductors and engineers employed on passenger train from jury duty in Dallas county.

H. 964. To repeal an Act entitled "An Act to incorporate the town of Notasulga, in Macon county."

H. 1067. To authorize Fletcher Driver, minor heir of Jno. F. Driver, deceased, under the age of eighteen years to convey certain lands herein described in Clarke county, Alabama.

H. 1090. To provide for the lease of county convicts of Wilcox and Washington counties.

H. 1093. For the relief of Joseph H. Lumpkin, as sheriff of Dallas county.

H. 1117. To amend Section 13 of an Act entitled "An Act to establish a new charter for the city of Cullman, Alabama," approved December 12, 1890.

H. 1138. To establish a separate school district in Chilton county, to be known as the Jemison School District.

H. 1154. To provide a new charter for the city of Fort Payne, DeKalb county, Alabama.

H. 1157. To amend an Act to provide a new charter for the town of Russellville.

H. 1160. To authorize the Mayor and Council of

Auburn to issue bonds for an amount not to exceed six thousand dollars for the purpose of building a school house, or houses and repairing the same.

H. 1161. To incorporate the Greensboro Loan Company.

H. 1195. To require the Court of County Commissioners of Crenshaw county to let out all bridge contracts at public outcry to the lowest responsible bidder.

H. 1236. To carry into effect a pending bill in Congress of the United States entitled "An Act to grant lands to the State of Alabama for the use of the Industrial School for Girls of Alabama and of the Tuskegee Normal and Industrial Institute.

H. 1237. To provide for the compensation of the commissioners appointed to investigate the indebtedness of the State of Alabama to the State University.

H. 1305. For the relief of H. W. Slaughter, late Sheriff and Tax Collector of Baldwin county, Alabama.

H. 1325. To authorize the Probate Judge of Shelby county to prohibit the running at large of stock in said county under certain conditions.

H. 1327. To relieve Birdie Cornelia Swift, a minor of the disabilities of non-age.

MASSEY WILSON,
Clerk.

HOUSE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read, by the Secretary, signed the above House bills, the titles of which are set out in the foregoing House Message.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason from the committee on enrolled bills reported the following Senate bills as correctly enrolled.

S. 455. To amend Section 1 of an act entitled "An Act to authorize the intendant and councilmen in the town of Oakman, Walker county, Alabama, to issue bonds of said town for an amount not exceeding five thousand (\$5,000) dollars for the purpose of building, equipping, furnishing and procuring suitable school buildings for the use of the residents of said town. Approved December 8th, 1896.

S. 181. To provide a charter for the town of Fayette in Fayette county, Alabama, and to ratify and confirm the incorporation of said town.

S. 203. To provide for the regulation of corporations, companies or associations transacting the business of life insurance in this State upon the mutual, co-operative or assessment plan.

S. 176. To authorize municipal and other subdivisions of the State to buy and sell spirituous, vinous and malt liquors, and to further regulate or prohibit the sale of such liquors.

S. 252. To repeal subdivision one of Section 4122 of Code of Alabama (1896) so far as the same applies to the County of Madison in the State of Alabama.

S. 411. To declare Henry D. Lewis, a liner between the Counties of Lowndes and Dallas, a citizen of Lowndes county.

S. 437. To authorize and empower the town council of the town of Tuskegee to establish and maintain public schools in said town and to ratify and confirm the purchase of buildings and lands all ready made by said town council for said purpose.

SENATE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above Senate bills, the titles of which are set out in the foregoing report of the Committee on Enrolled Bills.

UNFINISHED BUSINESS.

The Senate resumed consideration of the bill pending at the hour of recess this afternoon, which was the bill.

H. 986. To establish a Board of Revenue for Jefferson county and for the abolishment of the court of County Commissioners of said county.

Mr. Cunningham, Mr. Jelks presiding, moved to indefinitely postpone the further consideration of the bill.

On motion of Mr. Wiley the motion was laid on the table. Yeas, 15; Nays, 10.

Yeas:

Messrs. Brown, Buchanan, Caffee, Hall, Horton, Hurst, Lee, Lyons, Matthews, Meador, Rather, Stevens, Thompson, Wiley, Windham—15.

Nays:

Messrs. President, Deans of Shelby, Deens of Covington, Grant, Jelks, Moody, Moore, Nunnellee, Sowell of Walker, Thomason—10.

Mr. McCain was paired with Mr. Pulley.

Mr. Cunningham offered the following substitute for section 13, of the bill.

Amend Section 13 so as to read as follows:

Section 13. Be it further enacted that there shall be elected at a special election in the county of Jefferson, to be held on the first Monday of May, 1899, which shall be called by the Judge of Probate of said county and in all respects conducted in the manner provided by law for the conduct of general elections, four members of the Board of Revenue, one of whom shall reside in each of the four districts of said county, as is now provided by law for the election of county commissioners in said county, who shall hold, until the next general election in this State for the election of county officers, and until their successors are elected and qualified; and that every four years thereafter four members of said board shall be elect-

ed, one from each district as foresaid, who shall hold until their successors are elected and qualified.

Which on motion of Mr. Wiley, was laid on the table. Yeas, 13; Nays, 10.

Yeas:

Messrs. Brown, Buchanan, Caffee, Hall, Horton, Hurst, Lee, Lyons, Matthews, Meador, Stevens, Wiley, Windham—13.

Nays:

Messrs. President, Deans of Shelby, Deens of Covington, Grant, Jelks, Jenkins, Moody, Nunnellee, Sowell of Walker, Thomason—10.

Mr. Cunningham offered the following substitute for Section 13:

Amend section thirteen so as to read as follows:

"Section 13. Be it further enacted, That there shall be elected at the next general election in the county of Jefferson, to be held on the 3d day of July, 1899, under the act of the General Assembly passed at the present session thereof, providing for the call of a constitutional convention, and the election of delegates thereto, four members of the Board of Revenue, one of whom shall reside in each of the four districts of said county, as is now provided for the election of county commissioners in said county, who shall hold until the next general election in this State for the election of county officers, and until their successors are elected and qualified; and at every four years thereafter four members of said board shall be elected, one from each district as aforesaid, who shall hold until their successors are elected and qualified.

Which, on motion of Mr. Wiley was laid on the table. Yeas, 13; Nays, 10.

Yeas:

Messrs. Brown, Buchanan, Caffee, Hall, Horton, Hurst, Lee, Lyons, Matthews, Meador, Stevens, Wiley, Windham—13.

Nays:

Messrs. President, Deans of Shelby, Deens of Cov-

ington, Grant, Jelks, Jenkins, **Moody**, Nunnellee, Sowell of Walker, Thomason—10.

Mr. Sowell, of Walker, offered the following amendments:

Amend section 1 of the bill so that it shall read as follows:

"Section 1. Be it enacted by the General Assesmbly, That there is hereby established a Board consisting of four persons, who shall be qualified electors of the county of Jefferson, and who shall have resided in said county for one year prior to their appointment or election, to be called the board of revenue of Jefferson county; and the Judge of Probate of said county shall be ex officio the presiding officer of such board, and who shall also be the clerk of said court."

Amend section twelve of said bill by striking therefrom the words, "the President of the Boards," where they occur therein, and by inserting in lieu thereof the words, "the Judge of Probate."

Amend section eleven of said bill by striking therefrom the words, "the president," where they occur therein, and by inserting in lieu thereof the words "Judge of Probate."

Amend section eight so as to read as follows:

Section 8. Be it further enacted, that said Board of Revenue shall hold four sessions annually, viz.: On the first Mondays in January, April, July and October of each calendar year, and such other regular sessions as are required of courts of County Commissioners by the revenue laws of this State, and may hold special sessions at any time upon the call of the Judge of Probate, or any three members thereof.

Which, on motion of Mr. Wiley, were severally laid on the table.

The bill was than read a third time and passed. Yeas, 12; nays, 5.

Yeas:

Messrs. Brown, Buchanan, Caffee, Hall, Horton, Lee, Lyons, Matthews, Meador, Stevens, Wiley, Windham—12.

Nays:

Messrs. President, Jelks, Moody, Nunnellee, Sowell of Walker—5.

Mr. Jenkins announced as paired with Mr. Brooks.

Mr. Rather announced as paired with Mr. Deans of Shelby.

Mr. Thompson announced as paired with Mr. Moore.

ADJOURNMENT.

At the hour of 7:40 o'clock p. m., on motion of Mr. McCain, the Senate adjourned until tomorrow morning at 10:30 o'clock.

FORTY-SEVENTH DAY.

Saturday, February 18, 1899.

The Senate met pursuant to adjournment.

Prayer by Mr. Grant, of the Senate.

Present:

Messrs. President, Brooks, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—27.

JOURNAL.

On motion of Mr. McCain, the reading of the journal of yesterday was dispensed with, and it was approved.

LEAVES OF ABSENCE.

Leave of absence was granted to Messrs. Pulley and

Deens of Covington for today, and to Mr. Sowell of Walker for the remainder of the session after today.

INTRODUCTION OF BILLS.

On the call of the districts, bills were introduced, read and referred to appropriate committees, as follows:

By Mr. Caffee, with notice of proof—

S. 526. For the relief of W. F. Wilkerson, of Autauga county, and to relieve him from the payment of one hundred dollars into the State Treasury of Alabama.

Finance and Taxation.

By Mr. Brown, by request—

S. 527. To regulate the disbursing of the public school fund of this State.

Education.

Also—

S. 528. To increase the powers of the mayor and council of the city of Cullman.

Revision of Laws.

Also, by request—

S. 529. To relieve Eugene Alfred Grayot, of Cullman county, State of Alabama, of the disabilities of non-age and to invest him with certain rights.

Privileges and Elections.

Also—

S. 530. To incorporate Oneonta High school in Blount county.

Education.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following House bills, and has ordered the same sent forthwith to the Senate without engrossment:

H. 260. To amend section 1920 of the Code.

H. 269. To amend Rule 19, of the supreme court practice.

H. 971. To make appropriation for the expenses of encampment of the Alabama National Guards, for the years 1899 and 1900.

H. 932. To amend Section 1923 of the Code of Alabama.

H. 933. To amend Section 1920 of the Code so as to require judges of probate to make and keep direct and reverse indexes of all judgments and decrees filed for record in their office.

H. 886. To amend section 4289 of the Code of Alabama.

And the House has concurred in the Senate amendments to the bills:

H. 1357. To empower the Board of Revenue and Road Commissioners of Mobile county, to purchase and improve the old Shell Road.

H. 670. To prevent stock from running at large within the corporate limits of the City of Greenville, and in certain other localities in Butler county, Alabama.

H. 928. For the preservation of game in Montgomery county.

H. 1247. To give the constable of Madison county, the power to appoint a deputy constable.

H. 61. To incorporate Oakman college, in the town of Oakman, in Walker county, Alabama.

And the House accedes to the request of the Senate for a committee of conference on the disagreement of the two Houses on the House amendment to the bill,

S. 352. To amend section 565 of the Code.

Committee on part of the House, Messrs. Bulger, Davis and Lee.

And the House has passed the following Senate bill:

S. 175. To provide the manner in which certain claims against insolvent estates shall be certified to the Probate Court for payment.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 260, 269, 932, 933, 886, to Judiciary.

H. 971, to Military.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time as follows:

By Mr. Brown, from Revision of Laws, favorably—

H. 992. To repeal the laws creating the Criminal Court of Pike county and to transfer the causes therein to the circuit court of Pike county and give it full jurisdiction therein.

Also—

H. 717. For the preservation of the game in Blount county.

Also—

H. 1244. To regulate the trial of misdemeanors in Madison county.

Also—

H. 1404. To limit the time of the sessions of the grand jury empaneled in Cullman county, Alabama.

By Mr. Moody, from Banking and Insurance, favorably—

H. 925. To pay from the road fund those who paid by working on the public roads, the tax provided in section 3 of an act for the improvement of roads and bridges in Tuscaloosa county, approved Feb. 18th, 1897.

By Mr. Matthews, from Penitentiary, favorably—

H. 645. To regulate the fine and forfeiture fund of Calhoun county.

By Mr. Moore, from Corporations, favorably—

H. 355. To incorporate the Supreme Faculty of the Altrurian Order of Mystics of Alabama.

By Mr. Sowell of Walker, from Local Legislation, favorably—

H. 497. To require the county commissioners of the county of Jefferson to have prepared and published, a complete and accurate map of all public highways and principal streams of said county with accurate mileage of said public highways.

Also, with amendment—

H. 1405. To regulate the fee for ex officio and road services of officers in Cullman county, Alabama, and provide for the payment of the same.

By Mr. Jenkins, from Education, favorably—

H. 993. To establish a separate school district known as the Warren school district.

Also,

H. 1386. To establish a separate school district in Shelby county to be known as the Harpersville school district.

Also—

H. 1375. To establish a separate school district in Barbour county, Alabama, to be known as the Corinth school district.

Also—

H. 1418. To establish a separate school district in Henry county to be known as the Kinsey school district.

Also—

H. 662. To create a separate school district in DeKalb county, known as the Bethel school district and to provide for the maintenance of the same.

Also—

H. 1281. To incorporate the Cross Keys high school in the town of Cross Keys, Macon county, Alabama.

Also—

H. 1376. To establish a separate school district in Barbour county, Alabama, to be known as the Oatston school district.

Also—

S. 523. To amend section one of an act entitled "An

act to establish a separate school district to be known as Flat Rock district in Winston and Cullman counties, approved December 9th, 1896.

Also—

S. 511. To amend section thirteen (13) of an act entitled "An act to constitute the town of Albertville a separate school district and to provide for the management of the public school of said district," approved February 18th, 1897.

Also—

H. 1319. To establish a separate school district in Winston and Cullman counties to be known as the Flowers school district.

By Mr. Horton, from Agriculture, favorably—

H. 1384. To amend section one of an act entitled "An act to confer certain powers on the Board of control of the Jackson Agricultural college and their successors," approved February 15, 1897.

By Mr. Lyons, from Municipal and County Organizations, favorably—

H. 1388. To establish a new charter for the town of Woodlawn, in the county of Jefferson, State of Alabama.

Also—

H. 1398. To amend section 2 of an act entitled "An act to establish a charter for the City of Vincent, in Shelby county, Alabama."

By Mr. Caffee, from Privileges and Elections, favorably—

S. 264. For the relief of B. J. Coate, M. C. Coate, E. V. Howell, Clara E. Howell and Sarah J. Howell.

Also,

H. 1014. To remove the disabilities of non-age of Archibald Moore, of Pike county.

By Mr. Nunnellee, from Printing, favorably—

H. 1408. To prevent the purchase of stationery by any of the officers of Cullman county, Alabama, unless the same has been ordered under the order of the Commissioners' court or board of revenue of said county.

By Mr. Grant, from Temperance, favorably, with substitute—

S. 525. To authorize an election to be held in Tuscaloosa county as to whether the provisions of an act entitled "An act to authorize municipal and other subdivisions of the State to buy and sell spirituous, vinous and malt liquors and to further regulate or prohibit the sale of such liquors," approved February, 1899, shall apply to Tuscaloosa county and to declare the effect of such an election.

Also—

H. 831. To prohibit the sale or giving away of alcoholic, spirituous, vinous or malt liquors within one and one-half miles of Bethel church, in beat 7, Tallapoosa county, and to provide a penalty therefor.

By Mr. Matthews, from Finance and Taxation, favorably, with substitute—

H. 1354. To authorize the mayor and aldermen of Birmingham to issue bonds of said city for an amount not exceeding two hundred and sixty-nine thousand and four hundred dollars, for the purpose of paying off, exchanging or refunding the outstanding, past due and unpaid interest coupons of said city, due August 13th, 1900, and to issue bonds for the purpose of paying off, exchanging or refunding any of the outstanding bonds of said city.

Also—

H. 1315. To amend section 1377 of the Code of Alabama.

Also—

H. 1119. To authorize the board of mayor and councilmen of the city of Cullman, Cullman county, Alabama, to issue and negotiate bonds of said city to an amount not exceeding thirty-five thousand dollars for the establishing and maintaining of a system of water works, light system and improvements of the streets and sidewalks in said city and to regulate the disposition and use of the same.

Also—

H. 1400. To fix the fees of the Judge of Probate, of Marion county, for recording mortgages.

By Mr. Matthews, from Penitentiary, favorably—

H. 990. To create a separate school district in Franklin county, Alabama, to define the boundaries thereof.

By Mr. Meador, from Finance and Taxation, favorably—

S. 516. To repeal an act entitled "An act to promote an secure the erection of cotton mills and factories in the State of Alabama, approved February 13, 1897.

Also—

H. 1414. To amend subdivision four of section 3911 of the Code of Alabama with reference to the assessment of stocks of merchandise.

Also—

H. 1245. To amend section 4715 of the Code of Alabama.

By Mr. Brown, from Revision of Laws, favorably—

H. 345. To repeal an act to more effectually secure competent and well qualified jurors for the county of Marengo, approved December 9th, 1896.

Also—

H. 200. To amend section 899 of the Code.

Also—

H. 393. To amend section 4583 of the Code of 1896.

By Mr. McCain, from Military, favorably—

H. 1164. To regulate the volunteer military forces of the State of Alabama.

By Mr. Meador, from Finance and Taxation, adversely,

H. 912. To relieve J. F. Joseph and C. W. Joseph, from the payment of a license in Montgomery county, Alabama.

By Mr. Moore, from Corporations, favorably—

H. 1396. To authorize the city council of Montgomery to issue bonds for the purpose of borrowing

money to construct sanitary sewers in the City of Montgomery.

By Mr. Brown, from Revision of Laws, favorably,
H. 1107. To amend as to the counties of Barbour and Montgomery, Section 2038 of the Code.

By Mr. Meador, from Finance and Taxation, favorably—

H. 458. For the relief of the Foote & Davies company.

By Mr. Moore, from Corporations, favorably—

H. 718. To authorize and empower the town of Greensboro to condemn by exercising the right of eminent domain any real estate within the corporate limits of said town for cemetery purposes.

Also—

H. 1089. To further regulate the mining of coal in Alabama.

Also—

H. 1196. To establish a new charter for the City of Birmingham, Alabama.

Also—

H. 1377. To amend section 1 of an act, to grant a new charter for the town of Guin, Marion county, Alabama, approved December 14, 1898.

Also—

H. 1437. To incorporate the Leisure Hour club, of Birmingham, Alabama.

Also—

H. 1326. To incorporate the Supreme Conclave of the Order of Regents of the White Shield of Alabama.

By Mr. Thomason, from Local Legislation, favorably—

H. 648. To establish stock law and prevent stock from running at large in beats four, five, sixteen, and twenty, in Marshall county and to regulate the same in other precincts in said county.

By Mr. Horton, from Agriculture, favorably,

H. 394. For the better protection of farmers from impure or adulterated fertilizer and to impose a fine.

money to construct sanitary sewers in the City of Montgomery.

By Mr. Brown, from Revision of Laws, favorably,
H. 1107. To amend as to the counties of Barbour and Montgomery, Section 2038 of the Code.

By Mr. Meador, from Finance and Taxation, favorably—

H. 458. For the relief of the Foote & Davies company.

By Mr. Moore, from Corporations, favorably—

H. 718. To authorize and empower the town of Greensboro to condemn by exercising the right of eminent domain any real estate within the corporate limits of said town for cemetery purposes.

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H. 1437. To incorporate the Leisure Hour club, of Birmingham, Alabama.

Also—

H. 1326. To incorporate the Supreme Conclave of the Order of Regents of the White Shield of Alabama.

By Mr. Thomason, from Local Legislation, favorably—

H. 648. To establish stock law and prevent stock from running at large in beats four, five, sixteen, and twenty, in Marshall county and to regulate the same in other precincts in said county.

By Mr. Horton, from Agriculture, favorably,

H. 394. For the better protection of farmers from impure or adulterated fertilizer and to impose a fine.

RESOLUTIONS.

Mr. Cunningham, Mr. Nunnellee presiding, offered a resolution, requesting the House to return to the Senate bill,

S. 432. To change and extend the corporate limits of Pratt City, so as to include the tract known as East Highlands.

Which was adopted.

Mr. Matthews offered the following resolution :

Resolved, That the Senate hold morning, afternoon and night sessions, commencing today and continue until end of session; and that on the call of the roll of the Senate, each Senator shall be entitled to call up two bills,

Provided, That any Senator who is absent may have his bills called by another Senator whom he may request to call up his bills :

Adopted.

Mr. Rather offered a resolution, as follows :

Resolved by the Senate, That none but Senate bills shall be called from the calendar on the morning call of this day.

Lost.

Yeas, 7; nays, 13.

Yeas :

Messrs. Caffee, Hurst, Jenkins, Lee, Matthews, Rather, Stevens—7.

Nays :

Messrs. President, Brown, Deans of Shelby, Grant, Jelks, McCain, Meador, Moody, Moore, Nunnellee, Sowell of Walker, Thomason, Thompson—13.

MESSAGE FROM THE HOUSE.

Mr. President :

The House has originated and passed the following House bills, and ordered the same sent forthwith to the Senate without engrossment.

H. 1447. To require the clerk of the circuit court, of Conecuh county, to perform the duties of clerk of court of said county, and fixing his fees for such services.

H. 1449. To repeal an act to amend an act approved February 22, 1887, making T. 17, R. 6 East Perry county, Alabama, a separate school district, said amended act being House bill No. 814.

H. 1452. For the preservation and protection of certain birds in Lee county, Alabama.

H. 171. For the protection of fish in the Tombigbee, Warrior and Black Warrior rivers, and Mulberry, Locust and Sipsy Forks of the Black Warrior river, in the State of Alabama.

H. 1217. To repeal an act approved Feb. 18, 1887, to increase the jurisdiction of justices of the peace, and notaries public and ex officio justices of the peace in Coffee county.

H. 742. To amend an act entitled "An act to provide for the better support of the public schools of Escambia county, Alabama, and for levying a special tax within the constitutional limits to sustain them, approved Dec. 9th, 1896.

H. 1385. To more effectually secure competent and well qualified jurors for the county of Marengo.

H. 628. To provide for the improvement of the public roads in Mobile county.

H. 1453. To amend section 12 of an act to amend the town charter of Georgiana, Butler county, Alabama, approved February 28, 1887.

H. 1442. To amend an act entitled "An act to prohibit the sale, giving away or otherwise disposing of any spirituous, vinous or malt liquors or intoxicating bitters in beat No. 2, known as Russellville beat, in Franklin county.

H. 871. To incorporate Taff High school in Cherokee county.

H. 1307. To establish a separate school district in Cherokee county, to be known as the Stafford school district.

H. 1206. To regulate the compensation of county commissioner in Greene county, Alabama.

H. 1043. To change the lines between districts No. 3 in township (8) of range (11) in Cherokee county, Alabama.

H. 560. To amend an act to prevent hunting on land without the written consent of the owner or his agent, in Dallas, Madison, Autauga, Macon, Sumter, Talladega and Bullock, and in Oak, Grove, Perryville and Radfordville beats of Perry county, and in beats Nos. two and nine in Hale county, approved February, 1891.

H. 803. To regulate the giving of physicians' certificates to defendants and witnesses in criminal cases, to prescribe the contents of such certificates, to require such certificates to be sworn to and to provide a penalty for failure to comply with the requirements of this act.

H. 1147. To authorize the mayor and board of councilmen of the town of Heflin, in Cleburne county, to pay one-half of all monies received for license in said town of Heflin, for the sale of liquors, to the board of trustees of the public schools of said town.

H. 878. To establish a separate school district to be known as the Elba district, in Coffee county.

H. 1198. To prohibit hunting on the lands of persons in Shelby county.

H. 1255. To incorporate a separate school district in Elmore county, to be known as the Tallassee school district.

H. 1445. To incorporate the Valley Head High school in DeKalb county, Alabama.

H. 1373. To establish a text book board for the county of Cleburne, and to define its duties and powers.

H. 1066. To authorize the board of mayor and aldermen of Birmingham to assess the costs of improvements heretofore made upon the streets, avenues and alleys of said city against the attinent property and to provide for the collection thereof.

H. 884. Regulating constable's fees in Franklin county.

H. 1301. To require members of the court of county commissioners or board of revenue in Jefferson county to give bond for the faithful performance of their official duties.

H. 991. To create a separate school district in Frank county, Alabama, and to define the boundaries thereof.

H. 508. To amend section 912 of the Code, so far as the same applies to the counties of Lamar, Fayette, Marion, Franklin, Greene, Tuscaloosa and Sumter.

H. 1173. To authorize Elijah A. Dennis, Julia R. Dennis and Texas A. Shanklis, minors, to sell and convey their lands in DeKalb county, Alabama.

H. 1336. To fix the fees of justices of the peace and constables in the county of Montgomery.

H. 1172. To change the name of John Jackson Munn to Major Munn.

H. 1413. To establish a separate school district in DeKalb county to be known as Lathawville school district.

H. 399. To prevent persons from beating their way on railroad trains in this State.

H. 751. To repeal section 978 of the Code of Alabama, of 1896, so far as the same applies to beats 21 and 37 of Jefferson county.

H. 1348. For the relief of C. M. Boyd, ex-sheriff of Macon county.

H. 1181. For the relief of W. T. Robertson, of Montgomery county, Alabama.

H. 752. To amend subdivision three of Section 2652 of the Code of Alabama, so far as the same applies to Beats 21 and 37 of Jefferson county.

H. 1380. To provide for the recovery of lands not legally patented and to settle disputed titles.

And the House has passed the following Senate bill:

S. 386. For the relief of the Bank of Tuskegee.

S. 453. To incorporate the Elmore County Deposit and Trust Company.

S. 356. To amend the Act of the Legislature of Alabama, which was approved February 22d, 1883, entitled "An Act to incorporate Scottsville Manufacturing Company, and to allow said company to construct railways and tramways to connect with other; and to change the name of such corporation and to enlarge its powers."

S. 215. To prohibit the sale of alcoholic, vinous or malt liquors in the county of Geneva, except in incorporated towns.

S. 236. To repeal an Act to require fire insurance companies doing business in the county of Montgomery to pay annually two hundred dollars each to a fund for the benefit of the fire companies of the city of Montgomery. To provide a penalty for a failure or refusal to pay said fund, and to regulate the disposition of said fund, approved February 10th, 1897.

S. 321. To authorize the National Building and Loan Association of Montgomery, Alabama, to borrow money and secure the payment of the same.

S. 440. To establish the Pilgrim School District in Shelby county.

MASSEY WILSON,

Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows :

H. 1447, 1217, 1385, 1206, 803, 884, 1301, 508, 1336, 399, 1380, to Judiciary.

H. 1449, 1453, 1066, to Corporations.

H. 1452, 171, 628, 1043, 560, 1198, 991, 751, 752, to Local Legislation.

H. 742, 871, 1307, 1147, 878, 1255, 1445, 1337, 1413, to Education.

- H. 1442, to Temperance.
- H. 1173, 1348, 1181, to Finance and Taxation.
- H. 1172, to Privileges and Elections.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason, from the Committee on Enrolled Bills, reported as correctly enrolled, the following bills:

S. 321. To authorize the National Building and Loan Association of Montgomery to borrow money and secure the payment of the same.

S. 215. To prohibit the sale of alcoholic, vinous or malt liquors in the county of Geneva, except in incorporated towns.

S. 123. To amend an Act entitled "An Act to provide a charter for the city of Mobile," approved February 6th, 1897.

S. 358. To amend an Act entitled "An Act to amend the charter of the city of Uniontown, county of Perry, State of Alabama," approved February 16, 1885, and the acts amendatory thereof.

S. 440. To establish the Pilgrim School District in Shelby county.

S. 241. To legalize the acts of the jury commissioners of Walker county, Alabama, in filling the jury box of said county and the drawing of the grand and petit jurors therefrom in November, 1898, for the year 1899.

S. 417. To incorporate the Mobile Railway and Dock Company.

S. 386. For the relief of the Bank of Tuskegee.

S. 236. To repeal an Act to require the fire insurance companies doing business in the city of Montgomery to pay annually two hundred dollars each to a fund for the benefit of the fire companies of the city of Montgomery, to provide a penalty for a failure or refusal to pay said fund, approved February 10, 1897.

S. 175. To provide the manner in which certain

things against insolvent estates shall be certified to the probate court for payment.

SENATE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above Senate bills, the titles of which are set out in the foregoing report of the Committee on Enrolled Bills.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested:

H. 1247. To give the constable of Madison county the power to appoint a deputy constable.

H. 1357. To empower the Board of Revenue and Road Commissioners of Mobile county to purchase and improve the Old Shell Road.

H. 928. For the preservation of game in Montgomery county.

H. 946. To confirm the incorporation of the town of Highland Park, in the county of Montgomery, and to define the boundaries thereof, and to enlarge and define the corporate powers of said town.

H. 61. To incorporate Oakman College, in the town of Oakman, in Walker county, Alabama.

H. 813. To incorporate Starke's Classical and Scientific School at Montgomery, Montgomery county, Alabama.

H. 986. To establish a Board of Revenue for Jefferson county and for the abolishment of the Court of County Commissioners of said county.

H. 670. To prevent stock from running at large within the corporate limits of the city of Greenville, and in certain other localities in Butler county, Alabama.

H. 1192. To authorize the Mayor and Aldermen of the city of Florence to cause or procure the streets, sidewalks, avenues and alleys of said city to be graded, graveled, paved, curbed or otherwise improved with the material and in the manner prescribed by said Mayor and Aldermen; to assess the cost of all such improvement against the abutting property according to the frontage thereof, or according to the benefits to said property to make such assessment a lien on said land or lots; to prescribe a method for the enforcement of such lien; to provide a method for the payment of such assessments and to issue bonds to anticipate such payments.

MASSEY WILSON,
Clerk.

HOUSE BILLS SIGNED.

The President of the Senate, in the presence of the the Senate, immediately after their titles had been publicly read by the Secretary, signed the above House bills, the titles of which are set out in the foregoing House message.

BILLS ON THIRD READING.

The bill,

H. 185. To repeal Section 1017 and Section 1018 of the Revised Code of 1896, and in so far as the same relates to Jefferson county.

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Rather, Thomason, Wiley—17.

The bill,

H. 1339. To establish a separate school district in the town of Oxford, to establish a Board of Education therefor and define the duties of the same.

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Grant, Hall, Hurst, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason—18.

The bill,

H. 895. To prescribe the time when final decrees in Chancery Courts of Jefferson county shall pass beyond the power of the court.

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Grant, Hurst, Jelks, Jenkins, Matthews, McCain, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Windham—17.

The bill,

H. 578. To re-incorporate and establish a new charter for the town of Elba.

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Grant, Hall, Horton, Hurst, Lee, Lyons, Matthews, McCain, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—17.

The bill,

H. 695. To authorize and require the Court of County Commissioners of Crenshaw county to provide an office for the County Solicitor in the court house of said county and to prohibit the occupancy of any part of said court house by any person other than the county officers, their clerks, deputies and employees.

Was taken up.

The amendment reported by the committee was adopted, and the bill, as amended,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Windham—18.

The bill,

H. 1092. To fix the place of holding the Chancery Court in Calhoun county.

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Grant, Horton, Hurst, Jelks, Jenkins, Lee, McCain, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Windham—18.

RECESS.

The Senate took an informal recess at 12 o'clock m., and repaired to the hall of the House, where Hon. Jno. W. A. Sanford, Jr., presented to the State a picture of Jefferson Davis,

After which the Senate returned to its chamber.

RECONSIDERATION OF VOTE.

On motion of Mr. Wiley the vote by which the Senate today passed the bill,

H. 185. To repeal Section 1017 and Section 1018 of the Revised Code of 1896, and in so far as the same relates to Jefferson county,

Was reconsidered.

Also, the vote by which it was ordered to the third reading, was reconsidered.

Mr. Wiley offered an amendment, by adding Montgomery county to the caption and body of the bill.

The bill, as amended,

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, McCain, Meador, Sowell, of Walker, Stevens, Thomason, Thompson, Wiley—17.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following House bills and ordered the same sent forthwith to the Senate without engrossment:

H. 1451. To increase the State revenue of the public schools of the State of Alabama.

H. 1454. To provide for the execution of conveyance by married men whose wives are insane.

H. 1455. To incorporate the Trustees of the St. Vincent Hospital of Birmingham, Alabama.

And has adopted a joint resolution herewith sent, recalling from the Governor the Senate bill, S. 416.

And the House has amended, as therein shown, and, as amended, has passed the following Senate bill:

S. 270. To amend Section 1441 of the Code, regulating actions of slander and libel.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 1451, to Finance and Taxation.

H. 1454, to Judiciary.

H. 1455, to Corporations.

The Senate concurred in the House amendment to the bill,

S. 270. To amend Section 1441 of the Code, regulating actions of slander and libel.

Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Sowell of Walker, Stevens, Thomason, Wiley, Windham—19.

And the Senate concurred in the House joint resolution recalling from the Governor the bill, S. 416.

SPECIAL ORDER.

The Senate next took up the continuing special order, which was,

The bill,

H. 499. To amend an Act to provide for the more efficient assessment and collection of taxes in the State of Alabama, approved February 3d, 1897.

Amendments reported by the committee were adopted.

Pending its consideration

RECESS.

At 1.20 o'clock p. m., on motion of Mr. McCain, the Senate took a recess until this afternoon at 3.30 o'clock.

AFTERNOON SESSION.

The Senate reconvened at 3.30 o'clock p. m., and was called to order by the President.

A quorum was present.

UNFINISHED BUSINESS.

The Senate resumed consideration of the unfinished business, pending at the hour of recess today, which was the bill,

H. 499. To amend an Act to provide for the more

efficient assessment and collection of taxes in the State of Alabama, approved February 3d, 1897.

Mr. Moore offered the following amendment:

Amend Section 13 to read as follows:

If fees of State Tax Commissioner shall exceed in any one year the sum of twenty-five hundred dollars the surplus shall be paid into the State Treasury for the benefit of the general fund.

Mr. Meador offered an amendment to the amendment, by making the salary of the Tax Commissioner twenty-four hundred dollars per annum, to be paid out of the general fund of the State, in the Treasury, not otherwise appropriated.

The amendment to the amendment was adopted.

Yeas, 14; nays, 9.

Yeas:

Messrs. President, Brown, Deans of Shelby, Grant, Hurst, Jelks, Lee, Matthews, Meador, Moore, Nunnellee, Rather, Stevens, Wiley—14.

Nays:

Messrs. Caffee, Horton, Jenkins, Lyons, McCain, Moody, Thomason. Thomason, Windham—9.

The bill, as amended, was read the third time and passed. Yeas, 19; Nays, 2.

Yeas:

Messrs. President, Brown, Deans of Shelby, Grant, Hall, Horton, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moody, Nunnellee, Rather, Stevens, Thomason, Wiley, Windham—19.

Nays:

Messrs. Hurst and Jenkins—2.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills and ordered the same sent forthwith to the Senate without engrossment.

H. 1222. To regulate the trials of misdemeanors in Morgan county.

H. 1473. To amend the city charter of Sheffield, in the county of Colbert, State of Alabama.

H. 68. To provide for the examination of State banks and bankers.

And the House has passed the following Senate bill:

S. 195. To appropriate to the Alabama Industrial School for White Girls four thousand seven hundred and twenty-nine dollars, which has been appropriated once before.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 1222, to Judiciary.

H. 1473, to Corporations.

H. 68, to Banking and Insurance.

BILLS ON THIRD READING.

The bill.

H. 704. To fix the compensation of watchmen at the Capitol.

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Grant, Horton, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Stevens, Windham—17.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has non-concurred in the Senate amendment to House bill.

H. 499. To amend an Act to provide for the more efficient assessment of taxes in the State of Alabama, approved February 3d, 1897.

And ask for a committee of conference thereon.

Committee on part of the House, Messrs. Mitchell, Brandon and Kyle.

MASSEY WILSON,

Clerk.

HOUSE MESSAGE.

The Senate insisted on its amendment to the bill H. 499 (the title of which is set out above), and acceded to the request of the House for a committee of conference thereon.

And the President announced as the committee on the part of the Senate, Messrs. Meador, Thompson and Matthews.

The Senate resumed consideration of

BILLS ON THIRD READING.

The bill,

H. 1309. To provide for the holding of the Circuit and Chancery Courts, when the Judges or Chancellors thereof fail to attend regular terms, by a supernumerary judge and to prescribe his powers, duties and pay, and to provide for the election of such judge.

Was read a third time and passed. Yeas, 16; nays, 4.

Yeas:

Messrs. President, Caffee, Deans of Shelby, Grant, Hall, Jelks, Lee, Lyons, Meador, Moore, Nunnellee, Rather, Stevens, Thomason, Thompson, Wiley—16.

Nays:

Messrs. Brown, Hurst, McCain, Moody—4.

The bill,

H. 1246. To regulate the sale of vinous, spirituous and malt liquors in the county of Lowndes.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Stevens, Thomason, Thompson, Wiley, Windham—22.

The bill,

H. 1105. For the protection of land and property against the depredations of live stock in portions of Precinct No. 1, in Autauga county, Alabama.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Nunnellee, Rather, Stevens, Thomason, Thompson, Wiley—20.

The bill,

H. 614. To require all corporations, companies or individuals operating or owning places for storing and weighing cotton in the State of Alabama when a charge is made for such storage or turning out to provide a well bound book in which shall be kept alphabetically arranged, and which shall at all reasonable times be open to the inspection of the public, a record of all cotton weighed by them, by whom offered for weighing and for whom weighed, and to provide a penalty for violation thereof,

Was taken up.

The amendment offered by the committee amending both title and body of bill was adopted and the bill, as amended,

Was read a third time and passed. Yeas, 20; nays, 1.

Yeas:

Messrs. Brown, Caffee, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, McCain, Meador, Moody, Nunnellee, Rather, Stevens, Thomason, Windham—20.

Nay: Mr. Thompson—1.

The bill,

H. 1115. To authorize the Board of Mayor and Councilmen of the town of Abbeville to issue and negotiate bonds of said town to an amount not exceeding ten thousand dollars for the purpose of establishing and maintaining a system of water works and fire department and for the purpose of completing and equipping of the Southeast Alabama Agricultural School building now being erected in said town and providing for the redemption of said bonds with the interest thereon.

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Stevens, Thomason, Thompson, Wiley, Windham—21.

The bill,

H. 597. To amend an Act entitled "An Act to create a separate school district in Henry county, and to define the boundaries thereof," approved February 16th, 1895.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, Nunnellee, Rather, Stevens, Thomason, Thompson, Wiley, Windham—20.

The bill,

H. 1403. To amend an Act entitled "An Act to provide for the permanent location of the county site of Shelby county, Alabama, by a vote of the qualified electors of said county," approved February 9, 1899.

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, Nunnellee, Rather, Stevens, Thomason, Thompson, Wiley, Windham—21.

The bill,

H. 511. To amend Section 1 of an Act to prevent the running at large of stock in certain portions of Elmore county, approved February 18th, 1891.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Nunnellee, Rather, Stevens, Thomason, Thompson, Wiley, Windham—19.

The bill,

H. 1069. To regulate and provide for the trial of misdemeanors in Washington county, Alabama.

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Nunnellee, Rather, Stevens, Thomason, Thompson, Wiley, Windham—21.

The bill,

H. 1071. To provide for the appointment of a County Solicitor for Washington county and to prescribe his duties.

Was read a third time and passed Yeas, 19; nays 0.

Yeas:

Messrs. President, Brown, Grant, Hall, Horton, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Nunnellee, Rather, Stevens, Thomason, Thompson, Wiley, Windham—19.

The bill,

S. 521. To incorporate and exempt from taxation

the property of the Boaz Seminary, located in the town of Boaz, Marshall county.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Grant, Hall, Horton, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Stevens, Thomason, Wiley, Windham—19.

The bill,

H. 1431. To provide a system of water works for the city of Sheffield.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Nunnellee, Rather, Stevens, Thomason, Windham—20.

The bill,

S. 509. To prohibit the manufacture, sale, giving away or otherwise disposing of alcoholic, spirituous, vinous or malt liquors, intoxicating bitters, wines or fruits preserved in such intoxicants within three miles of Eagle school house located in Bright Star Precinct, in Blount county, and to repeal all laws in conflict with the same.

Was read a third time and passed. Yeas, 21; nays 0.

Yeas:

Messrs. President, Brown, Deans of Shelby, Grant, Hall, Horton, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Stevens, Thompson, Wiley, Windham—21.

The bill,

S. 421. To amend an Act approved February 18, 1897, to provide for the payment of the clerks of the Circuit Courts in certain counties of the State of Alabama, for keeping the minutes of the circuit courts in said State, so as to include Blount county.

Was read a third time and passed. Yeas. 18; nays, 0.

Yeas:

Messrs. Deans of Shelby, Grant, Hall, Horton, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Stevens, Thomason, Wiley, Windham—18.

The bill,

S. 510. To relieve Henry J. Champion, a minor seventeen years of age, of the disabilities of non-age.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. Brown, Deans of Shelby, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Stevens, Thomason, Windham—19.

The bill,

H. 927. To establish Allenton School District, in Wilcox county,

Was taken up.

The amendment reported by the committee, adding a proviso to end of Section 1, was adopted,

And the bill, as amended, was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, Meador, Moore, Nunnellee, Rather, Stevens, Thomason, Thompson, Windham—21.

The bill,

H. 1047. To authorize the commissioners' court of Etowah county to levy a tax for working the public roads of said county and to provide for keeping said roads in repair.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Deans of Covington, Grant, Hall, Horton, Hurst, Lee,

Lyons, Matthews, McCain, Meador, Nunnellee, Rather, Stevens, Thomason, Thompson, Wiley, Windham—20.

The bill,

S. 466. To authorize the Board of County Commissioners of Etowah county to build macadamized or turn-pike roads, and to issue bonds of the county to aid in the construction thereof.

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Caffee, Deans of Shelby, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Windham—17.

The bill,

S. 518. To provide for the holding of the regular sessions of the Board of Revenue of Barbour county alternately at Clayton and Eufaula, and to authorize special sessions at either of said places.

Was read a third time and passed. Yeas, 21; nays 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Stevens, Thomason, Thompson, Wiley, Windham—21.

The bill,

H. 1097. To authorize and empower the School Trustees of the Louisville and Mt. Zion School District, in Barbour county, Alabama, to collect a tuition fee not exceeding one dollar per month of each pupil of the public schools of said district, while attending said schools, to supplement the public school funds of said district for the support and maintenance of the public schools of said districts.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain,

Meador, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—20.

The bill,

H. 1114. To create a new charter for the town of Greensboro, Hale county,

Was taken up.

The amendment offered by the committee as Section 29½ and 30, and renumbering Section 30 to be 31, was adopted, and the bill, as amended,

Was read a third time and passed. Yeas. 20; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Stevens, Thomason, Thompson, Windham—20.

The bill,

H. 1207. For the relief of Mary F. Pickens, Israel Pickens and Matilda Rose Pickens, of Hale county, Alabama.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Covington, Grant, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Moore, Nunnellee, Rather, Sowell of Limestone, Sowell of Walker, Thompson, Windham—19.

The bill,

S. 500. To create a separate school district in Midway, Alabama, to define its boundaries and provide for the maintenance of schools therein.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Grant, Hall, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens, Thomason, Windham—19.

The bill,

H. 1111. To increase the amount paid to the sheriff of Escambia county for *ex officio* services.

Was read a third time and passed Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Rather, Stevens, Thomason, Thompson, Windham—19.

The bill,

H. 521. To take away from certain justices of the peace in Mobile county criminal and quasi criminal jurisdiction,

Was taken up.

The amendment offered by the committee was adopted, and the bill, as amended,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Buchanan, Caffee, Grant, Hall, Horton, Hurst, Jelks, Lyons, Matthews, McCain, Meador, Nunnellee, Rather, Stevens, Thomason, Thompson, Wiley, Windham—18.

The bill,

H. 522. To establish an Inferior Criminal Court in the county of Mobile.

Was read a third time and passed. Yeas, 19; nays 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Grant, Hall, Horton, Hurst, Lee, Lyons, Matthews, McCain, Meador, Moody Moore, Nunnellee, Pulley, Rather, Stevens, Thomason—19.

The bill,

H. 566. To establish the Leighton school district.

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby,

Grant, Hall, Horton, Hurst, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Stevens, Thomason, Windham—17.

The bill,

H. 904. To incorporate the Guin High School at Guin, in Marion county, Alabama.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Stevens, Thomason, Windham—19.

The bill,

H. 1134. To repeal an Act entitled "An Act to incorporate the town of McFall, in Talladega and Calhoun counties, Alabama, and to prescribe certain powers, and to create a separate school district within certain limits," approved December 16, 1898.

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Grant, Hall, Horton, Hurst, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Stevens, Thompson, Wiley, Windham—18.

The bill,

S. 507. To authorize the city of Birmingham, Alabama, the corporate name of which said city is the "Mayor and Aldermen of Birmingham," to establish, purchase, maintain and operate and own gas works for the purpose of supplying said city and other consumers with gas for light and power.

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Matthews, McCain, Meador, Moore, Rather, Stevens, Thomason, Thompson, Wiley, Windham—18.

The bill,

H. 1045. To authorize the Mayor and Council of the city of Demopolis to issue bonds of said city for an amount not exceeding fifty-five hundred dollars, bearing interest at a rate not exceeding five per cent. per annum for the purpose of purchasing the Marengo Female Institute property in the city of Demopolis.

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Grant, Hall, Horton, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Rather, Stevens, Thomason, Thompson, Wiley, Windham—18.

The bill,

H. 1059. To authorize the Mayor and Councilmen of Demopolis to issue bonds of said city for an amount not more than twenty-five thousand dollars (\$25,000) for the purpose of building and constructing sewers in said city and extending sewer mains leading from said city to such points as the Board may deem advisable.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Grant, Hall, Horton, Hurst, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Rather, Stevens, Thomason, Thompson, Wiley, Windham—20.

The bill,

H. 656. To authorize and empower the Commissioners' court of Tuscaloosa county to build and maintain a bridge across the Warrior river at or near Foster's Ferry, in the county of Tuscaloosa, to issue bonds for the purpose of building the same, to make the same a toll bridge and to prescribe and regulate the tolls to be charged therefor,

Was taken up.

The substitute, reported by the committee, was adopted, and the bill, as amended,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Grant, Hall, Horton, Jelks, Jenkins, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Stevens, Thomason, Thompson, Wiley, Windham—18.

The bill,

H. 838. To authorize the Court of County Commissioners of Tuscaloosa county to levy and collect annually a special tax for the erection of necessary public buildings and bridges and to provide how said money shall be kept and expended.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Stevens, Thomason. Windham—20.

The bill,

H. 1285. To authorize the town of Marion to levy and collect license taxes, professions, occupations, vocations and business practiced, carried on, engaged in, within said town.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Rather, Stevens, Thomason, Windham—19.

The bill,

H. 1191. To amend an Act entitled "An Act to incorporate the Guarantee Trust and Surety Company," approved February 11th, 1897, by conferring upon the corporation therein authorized additional powers and to change provision thereof in respect to meetings of stockholders.

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas :

Messrs. President, Brown, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, McCain, Moore, Nunnellee, Rather, Sowell of Walker, Stevens—17.

The bill,

H. 1230. To confirm the incorporation and amend the charter of the Selma Driving Park Association.

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas :

Messrs. President, Brown, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moore, Nunnellee, Rather, Stevens, Thomason, Thompson Windham—18

The bill,

H. 1182. To fix the compensation of members of the court of county revenue of Dalas county.

Was taken up.

The amendment, amending 1st Section by striking out "five cents" and inserting "three cents," was adopted, as reported by the committee, and the bill as amended was read the third time and passed. Yeas, 20; nays, 0.

Yeas :

Messrs. President, Brown, Caffee, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Nunnellee, Rather, Stevens, Thomason, Thompson, Windham—20.

The bill,

H. 1420. To regulate the number of bailiffs in attendance on the Circuit Court of Madison county, and to prescribe their compensation for such services.

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas :

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee,

Lyons, Matthews, McCain, Meador, Rather, Stevens, Thomason, Windham—18.

The bill,

S. 498. To authorize and empower the Decatur Mineral and Land Company, a corporation, to list certain of its lands to the tax assessor of Morgan county in acreage.

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Nunnellee, Rather, Stevens, Thomason, Thompson, Wiley, Windham—18.

The bill,

S. 512. For the relief of Dora Ryan, Guy Ryan and Maude Ryan, minors, of Morgan county, Alabama.

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Rather, Stevens, Thomason, Thompson, Wiley, Windham—18.

The bill,

H. 1284. To authorize an election in Limestone county to determine whether or not one hundred thousand (\$100,000) dollars worth of bonds shall be issued for the purpose of building pike or macadamized roads in said county, and to authorize the issue of said bonds of the commissioners' court, provided a majority of the legal voters, voting in said election, vote for the bond issue,

Was taken up.

The amendment reported by the committee, to-wit: to strike out at end of Section 10, of the bill, the words "and by the State of Alabama," was adopted. And the bill, as amended,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Moore, Nunnellee, Rather, Stevens, Thomason, Thompson—19.

The bill,

S. 415. To confer additional powers upon the Boards of Control of the Agricultural Schools and Experimental Stations of the State of Alabama.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Moore, Nunnellee, Rather, Stevens, Thomason, Thompson, Wiley—19.

The bill,

H. 1361. To define the term of office of the Superintendent of Education of Walker county.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Hall, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Stevens, Thomason, Thompson, Wiley, Windham—20.

The bill,

S. 477. To authorize the commissioners' court of Sumter county to issue bonds for the improvement of certain public roads in said county.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Moore, Nunnellee, Rather, Stevens, Thomason, Thompson Wiley—20.

The bill,

H. 1194. To amend Section 4 of an Act entitled "An

Act to incorporate the town of Camp Hill," approved February 18, 1895.

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Hall, Horton, Matthews, McCain, Moore, Nunnellee, Rather, Stevens, Thomason, Thompson, Wiley, Windham—17.

The bill,

H. 1208. To authorize Morgan county to build macadamized roads and to issue bonds of the county to aid in the construction thereof.

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brown, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Nunnellee, Rather, Stevens, Windham—17.

The bill,

H. 1210. To establish a separate school district in Randolph county.

Was read a third time and passed. Yeas. 18; nays, 0.

Yeas:

Messrs. President, Brown, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Nunnellee, Rather, Stevens, Thomason. Windham—18.

The bill,

H. 870. To establish a separate school district in Chambers county.

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Stevens, Thompson, Wiley—18.

The bill,

H. 572. To provide that the office of Superintendent of Education of Macon county shall hereafter be filled by election by the qualified voters of said county, and to provide for the election of a Superintendent of Education for said county.

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas :

Messrs. President, Brown, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Moore, Rather, Thomason, Thompson, Windham—18.

The bill,

H. 1288. For the preservation and protection of the quail, commonly called partridge, in the county of Macon.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas :

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Hall, Horton, Hurst, Lee, Lyons, Matthews, McCain, Nunnellee, Rather, Stevens, Thomason, Thompson, Wiley, Windham—19.

The bill,

H. 1016. To establish a new charter for the city of Montgomery, Alabama.

Was taken up.

The amendment reported by the committee was adopted, and the bill as amended,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas :

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Hall, Horton, Hurst, Lyons, Matthews, McCain, Moody, Nunnellee, Rather, Stevens, Thomason, Thompson, Wiley, Windham—19.

The bill,

H. 1010. To confer upon the Montgomery Brewery,

a corporation, organized under the laws of the State of Alabama, additional powers.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas,

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Hall, Horton, Hurst, Lyons, Matthews, McCain, Nunnellee, Rather, Stevens, Thomason, Thompson, Windham—19.

The bill,

H. 1337. To authorize the county of Elmore to issue and sell bonds of said county to an amount not exceeding forty thousand dollars for the purpose of building bridges and to purchase the iron bridge across the Coosa river at Wetumpka, in said county,

Was taken up.

The amendment reported by the committee was adopted, and the bill as amended,

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Hall, Horton, Hurst, Lyons, Matthews, McCain, Moore, Nunnellee, Rather, Stevens, Thomason, Thompson, Wiley, Windham—18.

The bill,

H. 1338. To empower the Wetumpka Bridge Company to sell to Elmore count, and to empower the county of Elmore to purchase the bridge of said Wetumpka Bridge Company across the Coosa river, at Wetumpka, together with its rights-of-way and appurtenances, to be held and used as a toll bridge for the period of twelve months from the passage of this Act and then to be used as a free public bridge,

Was taken up.

The amendment reported by the committee was adopted, and the bill as amended,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Hall, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Nunnellee, Rather, Stevens, Thomason, Thompson, Wiley, Windham—19.

ORDER TO PRINT.

On motion of Mr. Moore, 100 copies of the General Revenue Bill were ordered to be printed for the use of the Senate.

ADJOURNMENT.

At 8.15 o'clock, on motion of Mr. Matthews, the Senate adjourned until Monday morning at 10.30 o'clock.

FORTY-EIGHTH DAY.

Monday, February 20th, 1899.

The Senate met pursuant to adjournment.

Prayer by Rev. W. F. McCain, of the House.

Present:

Messrs. President, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deans of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Wiley, Windham—27.

JOURNAL.

On motion of Mr. McCain the reading of the Journal of Saturday was dispensed with, and it was approved.

LEAVE OF ABSENCE.

Leave of absence was granted to Mr. Hall for today.

MESSAGE FROM THE HOUSE.

Mr. President:

The House concurred in the Senate amendments to the House bills:

H. 695. To authorize and require the Courts of County Commissioners of Crenshaw county to provide an office for the County Solicitor in the court house of said county, and to prohibit the occupancy of any part of said court house by any person other than the county officers, their clerks, deputies or employees.

H. 1339. To establish a separate school district in the town of Oxford, to establish a Board of Education therefor and define the duties of the same.

H. 1271. To amend Section 1 of an Act approved December 9th, 1896, entitled "An Act to amend an Act entitled 'An Act to establish a new charter for Phenix City, in Lee county, Alabama,'" approved December 10th, 1894.

H. 1154. And the House has adopted the House joint resolution herewith sent relative to recalling H. B. 1154 from the Governor for the purpose of amendment.

And the House has originated and passed the following House bills, and ordered the same sent forthwith to the Senate without engrossment:

H. 1471. To amend "An Act to refund amounts paid for the years 1897 and 1898 as vehicle or wagon tax, under the provision of Section 3 of an Act for the improvement of roads and bridges in Tuscaloosa county," approved February 18, 1897.

H. 1472. To confer upon the Probate Court of Tuscaloosa county jurisdiction of Chancery Courts in cases for partition and sales of property for partition, division or distribution.

H. 1470. For the relief of Alex Rose and to pay to him one hundred and fifty dollars earned by him while improperly imprisoned in the State penitentiary.

H. 955. The Speaker of the House having erased his signature from House Bill 955, in accordance with a resolution heretofore adopted, the same is herewith sent to the Senate that the President of the Senate may erase his signature from the same.

And the House has passed the following Senate bills:

S. 368. To confirm the incorporation and organization of the Dayton & Faunsdale Railroad Company, and to increase and enlarge its powers.

MASSEY WILSON,

Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 1471, 1472, to Banking and Insurance.

H. 1470, to Penitentiary.

H. 1154. The House joint resolution recalling from the Governor H. 1154, for amendment.

ERASURE OF SIGNATURE.

H. 955. In accordance with the joint resolution heretofore concurred in, the President of the Senate erased his signature from the bill H. 955.

JOINT RESOLUTION.

Mr. Grant offered a joint resolution, recalling from the Governor the bill,

H. 1309. To provide for the holding of the Circuit and Chancery courts, when the judges or chancellors thereof fail to attend regular terms, by a supernumer-

ary judge and to prescribe his powers, duties and pay,
and to provide for the election of such judge,
Which was concurred in.

NOTICE OF MOTION TO RECONSIDER.

Mr. Grant gave notice that he would move to reconsider the vote by which the Senate passed the bill H. 1309, on Saturday, when the bill was again in possession of the Senate.

RECONSIDERATION OF VOTE.

Mr. Grant, by unanimous consent, moved to reconsider the vote by which the Senate passed the bill,

H. 955. To protect the public roads where private individuals cut ditches across the roads for the purpose of draining their farms.

Carried.

The vote by which the bill was ordered to the third reading was also reconsidered.

Mr. Grant offered an amendment to the bill,

Which was adopted.

The bill, as amended, was read the third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Caffee, Case, Deens of Covington, Grant, Horton, Hurst, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Windham—19.

Mr. Hurst also moved to reconsider the vote by which the Senate passed, on Saturday, the bill,

H. 1420. To regulate the number of bailiffs in attendance on the Circuit Court of Madison county, and to prescribe their compensation for such services.

Carried.

The vote by which it was ordered to the third reading was also reconsidered.

Mr. Hurst, by request, offered a substitute for the bill,

Which was adopted.

And the bill, as amended, was read the third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deens of Covington, Grant, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moore, Rather, Stevens, Thomason, Windham—17.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Moody, from Judiciary, favorably—

H. 1222. To regulate the trial of misdemeanors in Morgan county.

Also—

H. 1380. To provide for the recovery to the State lands not legally patented and to settle disputed titles.

Also—

H. 1430. To create a lien in favor of public ginner in Tallapoosa county, and to regulate the enforcement of same.

Also—

H. 1454. To provide for the execution of conveyance by married men whose wives are insane.

Also—

H. 260. To amend Section 1920 of the Code.

Also—

H. 1447. To require the clerk of the circuit court of Conecuh county to perform the duties of clerk of the County Court of said county and fixing his fees for such services.

Also—

H. 1336. To fix the fees of justices of the peace and constables in the county of Montgomery.

Also—

H. 1206. To regulate the compensation of County Commissioners in Greene county, Alabama.

Also—

H. 884. Regulating constables' fees in Franklin county.

Also—

H. 1217. To repeal an Act approved February 18th, 1887, to increase the jurisdiction of justices of the peace and notaries public and ex officio justices of the peace in Coffee county.

Also—

H. 1385. To more effectually secure competent and well qualified jurors for the county of Marengo.

Also—

H. 886. To amend Section 4289 of the Code of Alabama.

Also—

H. 269. To amend Rule 19 of the Supreme Court practice.

Also—

H. 932. To amend Section 1923 of the Code of Alabama.

Also—

H. 508. To amend Section 912 of the Code, so far as the same applies to the counties of Lamar, Fayette, Marion, Franklin, Greene, Tuscaloosa and Sumter.

Also—

H. 803. To regulate the giving of physicians' certificates to defendants and witnesses in criminal cases, to prescribe the contents of such certificates, to require such certificates to be sworn to and to provide a penalty for failure to comply with the requirements of this Act.

Also—

H. 399. To prevent persons from beating their way on railroad trains in this State.

Also—

H. 933. To amend Section 1920 of the Code, so as to require Judges of Probate to make and keep direct and reverse indexes of all judgments and decrees filed for record in their offices.

By Mr. Brown, from Revision of Laws, favorably—

S. 528. To increase the powers of the Mayor and Council of the city of Cullman.

Also—

H. 899. To regulate the payment of witnesses in criminal cases in Madison county, Alabama.

Also—

H. 1074. To relieve Page and Brown, of Blount county.

By Mr. Meador, from Finance and Taxation, favorably—

H. 935. To amend the revenue laws of the State of Alabama.

Also—

S. 515. To provide for the payment of the clerk of the county court of Cleburne county, Alabama, for keeping the minutes of said court.

Also—

H. 679. To reduce the per diem of the members of the Court of County Commissioners, or Board of Revenue, of Choctaw county from three dollars and fifty cents to three dollars.

Also—

H. 615. To authorize the Court of County Commissioners of Crenshaw county to pay the sheriff of said county for ex officio services.

Also—

H. 1135. To authorize the commissioners' court of Tallapoosa county to borrow twenty-five hundred dollars.

Also—

H. 1253. To exempt cotton and other agricultural products from taxation in the hands of the producer, or in the hands of the purchaser purchasing the same for prompt shipment.

Also—

H. 1173. To authorize Elijah A. Dennis, Julia R. Dennis and Texas A. Shankles, minors, to sell and convey their lands in DeKalb county, Alabama.

Also, without recommendation—

H. 504. To provide for the payment of the costs of conviction of one John Harden who was illegally sentenced at the adjourned term, 1898, of the Circuit

Court of Escambia county and payment of costs refused by the Convict Department of the State by reason of such illegal sentence.

Also, adversely—

H. 1451. To increase the State revenue of the public schools of the State of Alabama.

By Mr. Jelks, from Local Legislation, favorably—

H. 1043. To change the line between District No. 3 and Township 8 of range 11, in Cherokee county, Alabama.

Also—

H. 1198. To prohibit hunting on the lands of persons in Shelby county.

Also—

H. 751. To repeal Section 978 of the Code of Alabama of 1896, so far as the same applies to Beats 21 and 37 of Jefferson county.

Also—

H. 752. To amend subdivision three of Section 2663 of the Code of Alabama, so far as the same applies to Beats 21 and 37 of Jefferson county.

Also—

H. 628. To provide for the improvement of the public roads in Mobile county.

Also—

H. 1452. For the preservation and protection of certain birds in Lee county, Alabama.

Also—

H. 560. To amend an Act to prevent hunting on lands without written consent of owner or his agent in Dallas, Madison, Autauga, Macon, Sumter, Talladega, and Bullock counties, and in Oak Grove, Perryville and Radford Beats of Perry county, and in Beats Nos. 2 and 9, in Hale county, approved February 18th, 1891.

Also—

H. 991. To create a separate school district in Franklin county, Alabama, and to define the boundaries thereof.

By Mr. Matthews, from Penitentiary, favorably—

H. 950. To provide for the payment of certain fees of the Solicitor of the City Court of Talladega in two felony cases sentenced to the penitentiary in 1897.

Also, adversely—

H. 975. To provide for the inspection of the county jails of the State and to elect a jail inspector and to prescribe the duties of such inspector.

By Mr. Jenkins, from Education, adversely—

H. 691. To establish a reformatory and industrial school under the name and style of the Alabama Industrial School; to provide for its government; to prescribe what children shall be admitted thereto; and further to provide that certain children shall be sent to and kept therein, and to provide mode of ascertaining whether any given child should be committed thereto.

By Mr. Jenkins, from Education, favorably—

H. 878. To establish a separate school district, to be known as Elba District in Coffee county.

Also—

H. 1413. To establish a separate school district in DeKalb county, to be known as Lathanville School District.

Also—

H. 1445. To incorporate the Valley Head High School in DeKalb county, Alabama.

Also—

H. 1307. To establish a separate school district in Cherokee county, to be known as the Stafford School District.

Also—

H. 1255. To incorporate a separate school district in Elmore county, to be known as the Tallassee School District.

Also—

H. 1147. To authorize the Mayor and Board of Councilmen of the town of Heflin, in Cleburne county, to pay one-half of all moneys received for licenses in

said town of Heflin for the sale of liquors to the Board of Trustees of the public schools of said town.

Also—

H. 871. To incorporate Taff High School in Cherokee county.

Also—

H. 1373. To establish a text-book board for the county of Cleburne and to define its duties and powers.

Also—

H. 1426. To establish a separate school District for the town of Pratt City, Alabama.

Also—

H. 873. To establish a separate school district in Cherokee county to be called Moshat School District.

Also—

H. 742. To amend an Act entitled "An Act to provide for the better support of the public schools of Escambia county, Alabama, and for levying a special tax within constitutional limits to sustain them," approved December 9, 1896.

Also—

S. 513. To amend Section 2 of an Act to amend an Act entitled "An Act to create and establish an Industrial School for White Girls in the State of Alabama.

Also—

S. 530. To incorporate Oneonta High School, in Blount county.

By Mr. Lyons, from Municipal and County Organizations, favorably—

H. 1333. To amend an Act entitled "An Act to establish a charter for the town of Albertville, in Marshall county, Alabama," approved February 18, 1891.

By Mr. Sowell, of Limestone, from Privileges and Elections, favorably—

H. 1077. To relieve Daniel Faust, of Dale county, Alabama, of the disabilities of non-age.

Also—

H. 1417. To authorize the Court of County Commis-

sioners of Conecuh county to establish an additional voting precinct in Beat 5, Conecuh county.

Also—

H. 1379. To amend Section 3 of an Act to regulate and prescribe the manner of electing County Commissioners in the counties of Lamar, Fayette, Marion and Franklin, approved February 18, 1891.

Also—

H. 914. To relieve William P. Munden, Jr., of Perry county, Alabama, a minor twenty years of age, of the disabilities of non-age.

Also—

H. 1228. To change the name of Amanda J. Knox, of Talladega county, to Amanda J. Childress.

Also—

H. 1410. To relieve Emmet Cooley Peebles, of Limestone county, of the disabilities of non-age.

H. 1172. To change the name of John Jackson Munn to Major Munn.

Also—

H. 1098. To relieve Phillip L. Brown and Marie H. Brown of the disabilities of non-age.

By Mr. McCain, from Military, favorably—

H. 971. To make appropriation for the expenses of encampment of the Alabama National Guards for the years 1899 and 1900.

By Mr. Grant, from Temperance, favorably, with amendment—

H. 1442. To amend an Act entitled "An Act to prohibit the sale, giving away or otherwise disposing of any spirituous, vinous or malt liquors or any intoxicating bitters in beat No. 2, known as Russellville beat in Franklin county.

By Mr. Moore, from Corporations, favorably—

H. 1066. To authorize the Board of Mayor and Aldermen of Birmingham to assess the costs of improvements heretofore made upon the streets, avenues and alleys of said city against the attingent property and to provide for the collection thereof.

Also—

H. 1449. To repeal an Act to amend an Act approved 22d February, 1887, making Township 17, Range 6 East, Perry county, Alabama, a separate school district, said amended Act being House Bill No. 814.

Also—

H. 1453. To amend Section 12 of an Act to amend the town charter of Georgiana, Butler county, Alabama, approved February 28th, 1887.

Also—

H. 1455. To incorporate the Trustees of the St. Vincent Hospital of Birmingham, Alabama.

Also—

H. 1473. To amend the city charter of Sheffield, in the county of Colbert, State of Alabama.

By Mr. Meador, from Finance and Taxation, favorably—

S. 248. For the relief of O. D. Street.

Also—

H. 1383. For the relief of W. H. Pruett, Judge of Probate of Barbour county, Alabama, and to release him from the payment of the sum of one hundred dollars into the State Treasury and two hundred dollars into the county treasury of Barbour county.

By Mr. Moore, from Corporations, favorably—

H. 1036. To incorporate the Alabama Wage Earners' Mutual Aid Association.

By Mr. Sowell, from Privileges and Elections, favorably—

H. 567. For the relief of Mary E. Dell, of Dale county, widow of a Confederate veteran, who was omitted from the pension rolls for the years 1896-97-98 under an Act entitled "An Act for the relief of needy Confederate soldiers and sailors, residents of Alabama, who for wounds or other causes are not able to earn a livelihood, and for the widows of such as were killed or died in said war and have not since remarried," approved February the 13th, 1891.

By Mr. Meador, from Finance and Taxation, favorably, with amendment—

H. 944. For the relief of Ezekial Watson, of Covington county, from further liability as surety on the official bond of W. A. Woodham as tax collector of said county.

By Mr. Jenkins, from Education, favorably—

H. 866. To amend Sections 6, 10, 13, 14, 15 and 17 of an Act entitled "An Act to establish a new charter for the town of LaFayette, in the county of Chambers," approved February 26, 1881.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested to the same.

H. 904. To incorporate the Guin High School at Guin, in Marion county, Alabama.

H. 185. To repeal Section 1017 and Section 1018 of the Revised Code of 1896, and in so far as the same relates to Jefferson and Montgomery counties.

H. 1207. For the relief of Mary F. Pickens, Israel Pickens and Matilda Rose Pickens, of Hale county, Alabama.

H. 511. To amend Section 1 of an Act to prevent the running at large of stock in certain portions of Elmore county, approved February 18th, 1891.

H. 1309. To provide for the holding of the Circuit and Chancery Courts, when the Judges or Chancellors thereof fail to attend regular terms, by a supernumerary judge and to prescribe his powers, duties and pay, and to provide for the election of such judge.

H. 1403. To amend an Act entitled "An Act to provide for the permanent location of the county site of Shelby county, Alabama, by a vote of the qualified electors of said county," approved February 9th, 1899.

H. 1057. To relieve Albert C. Walker and John F. Walker, of Henry county, of the disabilities of non-age.

MASSEY, WILSON,

Clerk.

HOUSE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above House bills, the titles of which are set out in the foregoing House message.

REPORT OF A COMMITTEE OF CONFERENCE.

Mr. Meador, from a Committee of Conference, submitted the following report:

To the President of the Senate:

Your Committee of Conference on the disagreement of the two Houses on H. 499

H. 499. To amend an Act to provide for the more efficient assessment and collection of taxes in the State of Alabama, approved February 3, 1897,

Have had the same under consideration and beg leave to report as follows:

First. We recommend the adoption of all the amendments made by the Senate, and, for the purpose of harmonizing the bill with said Senate amendments, recommend the following amendment, to-wit:

Amend Section 3 of the bill by striking out the word "officers" in the second line of said section and insert in lieu of said word the words "County Tax Commissioners," and by adding to said Section 3 the words "and said County Tax Commissioners shall give bond to be approved by the Judge of Probate of the several

counties and filed with the Auditor for the faithful performance of their duties."

D. J. MEADOR,
W. H. MATTHEWS,
C. W. THOMPSON,
On Part of Senate.

J. J. MITCHELL,
W. W. BRANDON,
O. KYLE,
On Part of House.

The report of the committee was concurred in. Yeas, 21; nays, 2.

Yeas:

Messrs. President, Brown, Buchanan, Case, Grant, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Stevens, Thomason, Thompson, Wiley, Windham—21.

Nays:

Messrs. Hurst and Jenkins—2.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason, from the Committee on Enrolled Bills, reported as correctly enrolled the following bills:

S. 195. To appropriate to the Alabama Industrial School for White Girls, four thousand seven hundred and twenty-nine dollars, which has been appropriated once before.

S. 270. To amend Section 1441 of the Code regulating actions of slander and libel.

S. 356. To amend the Act of the Legislature of Alabama which was approved February 22, 1883, entitled "An Act to incorporate the Scottsville Manufacturing Company, and to allow said company to construct railways and tramways to connect with other; and to change the name of said corporation and to enlarge its powers.

S. 453. To incorporate the Elmore County Deposit and Trust Company.

SENATE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above Senate bills, the titles of which are set out in the foregoing report of the Committee on Enrolled Bills.

BILLS ON THIRD READING.

The bill,

H. 200. To amend Section 899 of the Code.

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Wiley, Windham—23.

The bill,

H. 1260. To authorize and empower the minor children of W. T. Singley to receive from and receipt to the executor or administrator of the estate of J. A. Singley, deceased, any money or moneys due by him as such executor or administrator.

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Wiley, Windham—23.

The bill,

H. 826. To amend Section 5052 of the Criminal Code of Alabama.

Was read a third time and passed. Yeas. 18; nays, 3.

Yeas :

Messrs. President, Brown, Case, Grant, Jelks, Lee, Lyons, Matthews, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Wiley, Windham—18.

Nays :

Messrs. President, Hurst and McCain—3.

UNFINISHED BUSINESS.

The Senate next took up the unfinished business of Saturday, which was

The bill,

H. 1020. To amend subdivision 9 of Section 3911 of the Code of 1896.

Was read a third time and passed. Yeas, 21; nays, 1.

Yeas :

Messrs. President, Brown, Case, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Wiley, Windham—21.

Nay : Mr. Brown—1.

BILLS ON THIRD READING.

The bill,

S. 296. To amend an Act entitled "An Act to amend Sections 1, 5 and 11 of an Act to incorporate the Bienville Water Supply Company," approved February 19th, 1883.

Was read a third time and passed. Yeas, 25; nays, 0.

Yeas :

Messrs. President, Brown, Buchanan, Caffee, Case, Deens of Covington, Grant, Horton, Hurst, Jelks,

Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Ratther, Sowell of Limestone, Stevens, Thomason, Thompson, Wiley, Windham—25.

The bill,

H. 1388. To establish a new charter for the town of Woodlawn, in the county of Jefferson, State of Alabama.

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. President, Buchanan, Case, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson—21.

The bill,

H. 182. To provide for the election of Superintendent of Education by a vote of the people in the county of Jefferson.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Wiley, Windham—22.

The bill,

H. 1219. To prevent stock from running at large in the following described boundaries in Beat three (3), Calhoun county, Alabama.

Was read a third time and passed. Yeas, 22; nays 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Wiley, Windham—22.

The bill,

H. 1000. To create the town of Heflin, in Cleburne county, a separate school district.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Wiley, Windham—22.

The bill,

H. 1315. To amend Section 1377 of the Code of Alabama.

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. Brown, Buchanan, Case, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Wiley, Windham—23.

The bill,

H. 1076. To relieve Amariah B. Faust, of Dale county, Alabama, of the disabilities of non-age.

Was read a third time and passed. Yeas. 24; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Wiley, Windham—24.

The bill,

H. 1358. To prohibit the sale of spirituous, vinous or malt liquors within one mile of the Universalist church, near Ariosta, in Dale county, Alabama.

Was read a third time and passed. Yeas. 24; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Horton, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Stevens, Thomason, Thompson, Wiley, Windham—24.

The bill,

H. 746. To prohibit the manufacturing of vinous, spirituous or malt liquors or to sell or give away or otherwise dispose of vinous, spirituous or malt liquors or other intoxicating beverages within six miles of Union Hill Baptist church, in Beat 17, in Henry county.

Was read a third time and passed. Yeas, 25; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Wiley, Windham—25.

The bill,

H. 1408. To prevent the purchase of stationery by any of the officers of Cullman county, Alabama, unless the same has been ordered under the order of the Commissioners' Court or Boards of Revenue or said county.

Was read a third time and passed. Yeas. 24; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deens of Covington, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Walker, Stevens, Thomason, Thompson, Wiley, Windham—24.

The bill,

H. 817. To prescribe and regulate the trial of misdemeanors.

Was read a third time and passed. Yeas, 17; nays 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, Moore, Rather, Sowell of Limestone, Stevens, Thomason—17.

The bill,

H. 949. To regulate the fine and forfeiture fund of Coffee county and all claims against said funds and requiring all fines and forfeitures to be paid in money.

Was read a third time and passed. Yeas. 24; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Wiley—24.

The bill,

S. 418. To amend an Act approved December the 9th, 1896, page 250, of the Acts of Alabama for the year 1896-7, "To better provide for the working of the public roads of DeKalb county."

Was taken up.

An amendment offered by Mr. Case was adopted,

And the bill, as amended, was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Lee, Lyons, Matthews, McCain, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Wiley, Windham—23.

MOTION TO RESCIND.

At the hour of 12.40 o'clock p. m., Mr. Jelks moved to rescind the resolution adopted this morning, recalling from the Governor the bill,

H. 1309. To provide for the holding of the Circuit and Chancery Courts, when the Judges or Chancellors thereof fail to attend regular terms, by a supernumerary judge and to prescribe his powers, duties and pay, and to provide for the election of such judge.

The motion was lost.

Yeas, 10; nays, 14.

Yeas:

Messrs. President, Caffee, Jelks, Lee, Lyons, Meador, Moore, Nunnellee, Thompson, Wiley—10.

Nays:

Messrs. Brown, Buchanan, Case, Deens of Covington, Grant, Hall, Hurst, Jenkins, McCain, Moody, Rather, Sowell of Limestone, Stevens, Thomason—14.

RECESS.

At 1.06 o'clock p. m., on motion of Mr. Moore, the Senate took a recess until this afternoon at 3.30 o'clock.

AFTERNOON SESSION.

The Senate reconvened at 3.30 o'clock and was called to order by the President.

A quorum was present.

A SPECIAL ORDER SET.

On motion of Mr. Meador the bill,

H. 856. To make appropriations for the ordinary expenses for the executive, legislative and judicial departments of the State, for the interest on the public debt and for public schools.

Was made the special order for tomorrow after reports of committees.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested:

H. 522. To establish an Inferior Criminal Court in the county of Mobile.

H. 566. To establish the Leighton School District.

H. 578. To reincorporate and establish a charter for the town of Elba.

H. 597. To amend an Act entitled "An Act to create a separate school district in Henry county, and to define the boundaries thereof," approved February 16th, 1895.

H. 606. To establish a new charter for the District of Opelika.

H. 695. To authorize and require the Court of County Commissioners of Crenshaw county to provide an office for the County Solicitor in the court house of said county, and to prohibit the occupancy of any part of said court house by any person other than the county officers, their clerks, deputies, or employees.

H. 704. To fix the compensation of the watchmen at the Capitol.

H. 838. To authorize the Court of County Commissioners of Tuscaloosa county to levy and collect annually a special tax for the erection of necessary public buildings and bridges, and to provide how said money shall be kept and expended.

H. 870. To establish a separate school district in Chambers county.

H. 895. To prescribe the time when final decrees in Chancery Courts of Jefferson county shall pass beyond the power of the court.

H. 1010. To confer upon the Montgomery Brewery, a corporation organized under the laws of the State of Alabama, additional powers.

H. 1045. To authorize the Mayor and Council of the city of Demopolis to issue bonds of said city for an amount not exceeding fifty-five hundred dollars, bearing interest at a rate not exceeding five per cent. per annum for the purpose of purchasing the Marengo Female Institute property in the city of Demopolis.

H. 1047. To authorize the Commissioners' Court of Etowah county to levy a tax for working the public roads of said county and to provide for keeping said roads in repair.

H. 1059. To authorize the Mayor and Councilmen of Demopolis to issue bonds for said city for an amount not more than twenty-five thousand dollars (\$25,000) for the purpose of building and constructing sewers in said city and extending sewer mains leading from said city to such points as the Board may deem advisable.

H. 1069. To regulate and provide for the trial of misdemeanors in Washington county, Aalbama.

H. 1071. To provide for the appointment of a County Solicitor for Washington county, and to prescribe his duties.

H. 1092. To fix the place of holding the Chancery Court in Calhoun county.

H. 1097. To authorize and empower the School Trustees of the Louisville and Mt. Zion School District, in Barbour county, Alabama, to collect a tuition fee not exceeding one dollar per month of each pupil of the public schools of said district, while attending said schools, to supplement the public school funds of said district for the support and maintenance of the public schools of said districts.

H. 1105. For the protection of land and property against the depredations of live stock in portions of Precinct No. 1, in Autauga county, Alabama.

H. 1111. To increase the amount paid to the sheriff of Escambia county for ex officio services.

H. 1134. To repeal an Act entitled "An Act to incorporate the town of McFall, in Talladega and Calhoun counties, Alabama, and to prescribe certain pow-

ers, and to create a separate school district within certain limits," approved December 16, 1898.

H. 1191. To amend an Act entitled "An Act to incorporate the Guarantee Trust and Surety Company," approved February 11th, 1897, by conferring upon the corporation therein authorized additional powers and to change provision thereof in respect to meetings of stockholders.

H. 1208. To authorize Morgan county to build macadamized roads and to issue bonds of the county to aid in the construction thereof.

H. 1210. To establish a separate school district in Randolph county.

H. 1230. To confirm the incorporation and amend the charter of the Selma Driving Park Association.

H. 1246. To regulate the sale of vinous, spirituous and malt liquors in the county of Lowndes.

H. 1271. To amend Section 1 of an Act approved December 9th, 1896, entitled "An Act to amend an Act entitled 'An Act to establish a new charter for Phenix City, in Lee county, Alabama,'" approved December 10th, 1894.

H. 1285. To authorize the town of Marion to levy and collect license taxes, professions, occupations, vocations and businesses practiced, carried on, engaged in within said town.

H. 1288. For the preservation and protection of the quail, commonly called partridge, in the county of Macon.

H. 1339. To establish a separate school district in the town of Oxford, to establish a Board of Education therefor and define the duties of the same.

H. 1361. To define the term of office of the Superintendent of Education of Walker county.

H. 1431. To provide a system of water works for the city of Sheffield.

H. 572. To provide that the office of Superintendent of Education of Macon county shall hereafter be filled by election by the qualified voters of said county and

to provide for the election of the Superintendent of Education in said county.

H. 1194. To amend Section 4 of an Act entitled "An Act to incorporate the town of Camp Hill," approved February 18, 1895.

MASSEY WILSON,

Clerk.

SIGNING HOUSE BILLS.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the House bills whose titles are set out in the above and foregoing House message.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following House bills and ordered the same sent forthwith to the Senate without engrossment:

H. 1220. To vacate and abolish certain parts Highland, Vine and North Boundary streets in the town of Montevallo, and to invest the title to such vacated parts of said streets in the Board of Trustees of the Alabama Industrial School for White Girls.

H. 983. To provide a system of quarantine for this State.

H. 1005. To amend Section 3645 of the Code.

H. 607. To amend Section 5616 of the Code.

H. 1486. To repeal the Prohibition Act approved February 26, 1887, so far as the same relates to the incorporate limits of the town of Georgiana.

And the House has concurred in the Senate amendments to the House bills:

H. 1420. To regulate the number of bailiffs in at-

tendance on the Circuit Court of Madison county, and to prescribe their compensation for such services.

H. 656. To authorize and empower the Commissioners' Court of Tuscaloosa county to build and maintain a bridge across the Warrior river at or near Foster's Ferry, in the county of Tuscaloosa, to issue bonds for the purpose of building the same, to make the same a toll bridge and to prescribe and regulate the tolls to be charged therefor.

H. 614. To require all corporations, companies or individuals operating or owning places for storing and weighing cotton in the State of Alabama, when a charge is made for such storage or turning out, to provide a well bound book, in which shall be kept, alphabetically arranged, and which shall at all reasonable times be open to the inspection of the public, a record of all cotton weighed by them, by whom offered for weighing, and for whom weighed, and to provide a penalty for violation thereof.

H. 1182. To fix the compensation of members of the Court of County Revenues of Dallas county.

H. 1114. To create a new charter for the town of Greensboro, Hale county.

H. 1284. To authorize an election in Limestone county to determine whether or not one hundred thousand (\$100,000) dollars worth of bonds shall be issued for the purpose of building pike or macadamized roads in said county, and to authorize the issue of said bonds by the Commissioners' Court, provided a majority of the legal voters voting in said election vote for the bond issue.

And has passed the following Senate bill :

S. 491. To authorize the Montgomery, Hayneville and Camden Railroad Company to increase its capital stock.

And the House has non-concurred in the Senate amendments to the House bill,

H. 1016. To establish a new charte for the City of Montgomery.

And requests a committee of conference thereon composed of four on part of the House and three on part of the Senate.

Committee on part of House Messrs. Bibb, Hood, Graves and Screws.

And has non-concurred in the Senate amendments to the House bill,

H. 927. To establish Allenton school district in Wilcox county.

And requests a committee of conference thereon composed of three on part of the House and two on part of the Senate.

Committee on part of the House, Messrs. Godbold, Bayles and Jones, of Wilcox.

And has non-concurred in the Senate amendments to the House bill,

H. 521. To take away from certain justices of the peace in Mobile county criminal jurisdiction and quasi criminal jurisdiction.

And requests a committee of conference thereon, composed of four on part of the House and four on part of the Senate.

Committee on part of House, Messrs. Lauretta, Delchamps, Robinson and Brown.

And the House has concurred in the report of the committee of conference in the disagreement of the two Houses on the Senate amendment to the House bill,

H. 499. To amend an act to provide for the more efficient assessment and collection of taxes in the State of Alabama, approved February 3d, 1897.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 1220, to Education.

of lands to be invested in bank stock, and the amount derived from other sources and called Income Fund, to be placed subject to the control of the board of trustees."

The report concludes with certain recommendations to the board of trustees, which have no bearing on the present investigation, and is signed by

JAMES JACKSON,
J. J. ORMOND,
M. D. WILLIAMS,

On the part of the House.

F. S. LYON,
J. W. LANE,
R. CHAPMAN,

On the part of the Senate.

Upon the recommendation of this committee, a joint resolution was passed "appointing the comptroller with authority to associate with himself a skillful accountant and bookkeeper to examine and investigate all the accounts and reports of sales of the University lands, to bring up a regular set of books and to cause said books to be delivered to the trustees at their next meeting, etc." The trustees also, in August, 1834 passed a resolution directing the agent to report the whole amount of the sales of the University lands, showing the amounts paid in, the amounts still due, and distinctly showing the amount of the capital or principal and the amount of income funds.

In the following year, 1835, the legislature passed an act, approved January 7, to "regulate the collection of the University debts," in which section 3, the agent of the University was required to do practically the same work, with the difference that an allowance of 5 per cent. was made to him upon all amounts reported on.

In view of the joint resolution of 1834, it would seem that further legislation was unnecessary, so far as concerned the preparation of the books showing the

Jenkins, Lee, Lyons, Matthews, McCain, Meador, **Moody**, Moore, Nunnellee, Rather, **Sowell of Limestone**, Stevens, Thomason, Thompson, Windham—26.

The bill

H. 662. To create a separate school district in DeKalb county, known as the Bethel school district and to provide for the maintenance of the same.

Was read a third time and passed. Yeas. 24; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Lee, Lyons, Matthews McCain, Meador, **Moody**, Moore, Nunnellee, Rather, **Sowell of Limestone**, Stevens, Thomason, Thompson, Wiley—24.

The bill,

H. 1386. To establish a separate school district in Shelby county to be known as the Harpersville school district,

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, Meador, Moore, Nunnellee, Rather, **Sowell of Limestone**, Stevens, Thomason, Thompson, Wiley—21.

The bill,

H. 1398. To amend section 2 of an act entitled "An act to establish a charter for the City of Vincent in Shelby county, Alabama,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Nunnellee, Rather, **Sowell of Limestone**, Stevens, Thomason, Thompson, Wiley—22.

By Mr. Bulger—

H. 1194. To amend Section 4 of an act entitled an act to incorporate the town of Camp Hill, approved February 18th, 1895.

February 10, 1899, read first time, referred to Committee on Municipal and County Organizations.

February 16, 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Thigpen—

H. 1195. To require the court of county commissioners of Crenshaw county to let out all bridge contracts at public outcry to the lowest responsible bidder.

February 9, 1899, read first time, referred to Committee on Local Legislation.

February 10, 1899, reported favorably, amended, read second time.

February 15, 1899, substitute adopted, read third time and passed.

February 17, 1899, House concurs Senate amendment.

February 17, 1899, signed.

February 21, 1899, approved.

By Mr. Burkhalter—

H. 1196. To establish a new charter for the city of Birmingham, Alabama.

February 10, 1899, read first time, referred to Committee on Corporations.

February 18, 1899, reported favorably, read second time.

February 20, 1899, read third time and passed, amendment adopted.

February 20, 1899, House concurs Senate amendment.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Lyons, Matthews, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson—19.

The bill,

S. 525. To authorize an election to be held in Tuscaloosa county as to whether the provisions of an Act entitled "An act to authorize municipal and other subdivisions of the State to buy and sell spirituous, vinous and malt liquors and to further regulate, or prohibit the sale of such liquors," approved February, 1899, shall apply to Tuscaloosa county and to declare the effect of such an election.

Was taken up.

The substitute reported by the committee was adopted.

Mr. Jenkins offered an amendment to include Wilcox county in the caption and body of the bill, which was adopted.

And the bill, as amended, was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Buchanan, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thompson, Windham—21.

And was ordered to be sent to the House without engrossment.

The bill,

S. 474. To amend Section 3260 of the Code of 1896.

Was read a third time and passed. Yeas, 10; nays, 7.

Yeas:

Messrs. Brown, Buchanan, Deens of Covington, Grant, Hall, Matthews, Moore, Rather, Sowell of Limestone, Thomason—10.

Nays:

Messrs. Horton, Hurst, Lee, McCain, Pulley, Thompson—7.

And was ordered sent to the House without engrossment.

The bill,

H. 573. To define the territorial jurisdiction of notaries public and ex officio justices of the peace in Clarke county.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Sowell of Limestone, Stevens, Thomason, Windham—19.

The bill,

S. 511. To amend section thirteen (13) of an act entitled "An act to constitute the town of Albertville a separate school district and to provide for the management of the public school of said district," approved February 18th, 1897.

Was read a third time and passed. Yeas, 19; nays 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Horton, Hurst, Jelks, Lee, Matthews, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Windham—19.

The bill,

H. 648. To establish stock law and prevent stock from running at large in beats four, five, sixteen and twenty, in Marshall county, and to regulate the same in other precincts in said county.

Was read a third time and passed. Yeas, 20; nays 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deens of Covington, Grant, Hall, Horton, Hurst, Lyons, Matthews, Meador, Moody, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Windham—20.

The bill,

S. 216. To repeal so much of the act entitled "An act to prohibit the sale, giving away or otherwise disposing of any alcoholic, vinous or malt liquors, or other intoxicating drinks or beverages within three miles of Wesley's Chapel in Shoalford beat; also, beats 5, 6 and 7, known respectively as Gilbertsboro, Wickham and Pleasant Grove in West Limestone county, as applies to beats 5, 6 and 7."

Was taken up.

Mr. Sowell, of Limestone, offered an amendment, which was adopted.

And the bill, as amended, was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deens of Covington, Grant, Hall, Horton, Hurst, Jenkins, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Thompson—20.

The bill,

H. 1300. To authorize the commissioners' court of Greene county to divide said county into road precincts and to appoint and employ road overseers to have supervision of the public roads in said county and to direct and prescribe the duties of said overseers and to provide for paying said overseers and to define the duties of such overseers and to authorize the commissioners' court of Greene county to purchase for said county necessary tools, road machines, implements and plows to be used for repairing, working and improving the public roads in said Greene county and to provide for the improvement of the public roads in Greene county.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Lyons, Matthews, McCain, Meador, Rather, Sowell of Limestone, Stevens, Thomason, Thompson—19.

The bill,

H. 20. To require passenger trains on railways in this State to stop at certain station nearest the court house town of every county in this State and to prescribe who shall establish such stations and to fix penalties for the violation of such requirements.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deens of Covington, Grant, Horton, Hurst, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson—19.

The bill,

H. 586. To establish a separate school district in Etowah and Marshall counties,

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Lyons, Matthews, McCain, Moody, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Windham—21.

The bill,

H. 1072. To repeal an Act entitled "An Act to increase the jurisdiction of justices of the peace in Dallas, Choctaw, Cherokee, Sumter, Autauga, Perry, St. Clair, Russell, Barbour, Jackson, Washington, Greene, Morgan and Marengo counties so far as the same relates to Washington county,

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Hurst, Jelks, Jenkins, Lee, Matthews, Meador, Moody, Moore, Pulley, Sowell of Limestone, Stevens, Thomason, Windham—19.

The bill,

H. 1245. To amend section 4715 of the Code of Alabama.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason—20.

The bill,

H. 458. For the relief of the Foote & Davies company.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, **Moody**, Moore, Nunnellee, Rather, Thomason—22.

The bill,

H. 1376. To establish a separate school district in Barbour county, Alabama, to be known as the Oats-ton school district,

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. Brown, Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thomason—22.

The bill,

H. 1065. To permit and provide for the legal voters of Limestone county to decide by vote whether or not they will abolish "An act to create the office of cotton weigher of Limestone county, to provide for filling the same and to prescribe the duties and compensation thereof," approved February 28, 1889.

Was read a third time and passed. Yeas, 23;
nays, 0.

Yeas:

Messrs. Brown, Caffee, Case, Deens of Covington, Grant, Hall, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Wiley, Windham—23.

The bill,

H. 1104. To authorize and empower the assistant solicitor employed by the solicitor for Jefferson county to attend upon the sittings of the grand juries of the criminal court of said county, to advise them in relation to matters of law and examine and swear witnesses before them,

Was read a third time and passed. Yeas, 20;
nays, 0.

Yeas:

Messrs. Brown, Buchanan, Case, Deens of Covington, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Windham—20.

The bill,

H. 912. To relieve J. F. Joseph and C. W. Joseph from the payment of a license in Montgomery county, Alabama,

Was read a third time and passed. Yeas, 20;
nays, 6.

Yeas:

Messrs. President, Buchanan, Caffee, Case, Deens of Covington, Grant, Hall, Hurst, Jenkins, Lee, Lyons, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Wiley—20.

Nays:

Messrs. Horton, Matthews, McCain, Meador, Moody, Windham—6.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following House bills and ordered the same sent forthwith to the Senate without engrossment:

H. 1463. To amend an act entitled "An act to provide for the extension of stock law in Clay county," approved February 11, 1897.

H. 1461. To amend an act to incorporate the Southern Lumber Fire association of Birmingham, Alabama, and to define its rights and powers and franchises, approved February 14th, 1895.

H. 1467. To amend section 3925 of the Code of Alabama so far as the same relates to the county of Mobile.

H. 1399. To authorize the commissioners' court of Sumter county, to issue bonds for the improvement of public roads in said county.

And has passed the following Senate bill:

S. 73. To amend section 3828 of the Code of 1896.

And the House has amended as therein shown and as amended has passed the following Senate bill:

S. 464. To authorize Marshall county to build macadamized or turnpike roads, to build bridges, establish ferries and to issue bonds of the county to aid in the construction thereof.

And the House has adopted the House joint resolution herewith sent, requesting the Speaker of the House and President of the Senate to erase their signatures from H. B. 1154 for the purpose of amendment.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 1463, to Military.

H. 1461, to Corporations.

H. 1467, to Municipal and County Organizations.

H. 1399, to Finance and Taxation.

The Senate concurred in the House joint resolution, requesting the Speaker of the House and the President of the Senate to erase their signatures from the House bill, 1154.

And the Senate non-concurred in the House amendments to the Senate bill, S. 464 (the title to which is set out above) and requested a committee of conference thereon.

The President announced as conferees on the part of the Senate, Messrs. Hall, Brown and Rather.

RECESS.

At 6 o'clock p. m., on motion of Mr. Matthews, the Senate took a recess until this evening at 7.30 o'clock.

NIGHT SESSION.

The Senate reconvened at 7.30 o'clock and was called to order by the President.

A quorum was present.

MESSAGE FROM THE HOUSE.

Mr. President:

The House non-concurred in the Senate amendments to the House bills,

H. 1337. To authorize the county of Elmore to issue and sell bonds of said county to an amount not exceeding fifty thousand dollars for the purpose of building bridges and to purchase the iron bridge across the Coosa river, at Wetumpka, in said county.

H. 1338. To empower the Wetumpka Bridge com-

pany to sell to Elmore county and to empower the county of Elmore to purchase the bridge of said Wetumpka Bridge company across the Coosa river, at Wetumpka, together with the rights of way and appurtenances; to be held and used as a toll bridge for a period of twelve months from the passage of this act, and then to be used as a free public bridge.

And requests a committee of conference thereon, composed of four on part of the House and three on part of the Senate.

Committee on part of the House, Messrs. Tunstall, Haynie, Bulger and Heflin of Chambers.

MASSEY WILSON,

Clerk.

HOUSE MESSAGE.

The Senate insisted on its amendments to the House bills H. 1337 and 1338 (the titles of which are set out in above message.)

And agreed to the request of the House for a committee of conference thereon.

And the President announced as the committee on the part of the Senate, Messrs. Deans of Shelby, Caffee and Nunnellee.

BILLS ON THIRD READING.

The bill,

H. 1019. To create a separate school district in Monroe county, to be known as the Excel school district.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, Moody, Nunnellee, Rather, Sowell of Limestone—19.

The bill,

H. 1332. To allow magistrates and constables the same fees in Baldwin and Lawrence counties that sheriffs and clerks of the Circuit court receive now by law for like services.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Deans of Shelby, Grant, Hall, Horton, Hurst, Lee, Lyons, Matthews, McCain, Meador, Moody, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Windham—20.

The bill,

H. 1256. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors wines, ciders or other intoxicating beverages within six miles of Falkville, Morgan county, Alabama.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lyons, Matthews, McCain, Meador, Nunnellee, Rather, Stevens, Thomason—20.

The bill,

H. 1024. To repeal an act entitled "An act to prohibit book making or poll selling, or horse racing and other forms of gambling," approved February 5th, 1897, so far as it relates to Montgomery county.

Was taken up.

Mr. Moody offered the following as the minority report of the Judiciary Committee and moved that the minority report be substituted for the majority report which was lost:

We, the undersigned, who are members of the Judiciary Committee of the Senate, call the attention of the Senate to the fact that House bill No. 1024, seeks to repeal as to Montgomery county the anti pooling

law enacted two years ago and we earnestly ask that said House bill shall not pass.

Respectfully submitted,

FRANK S. MOODY,
JOHN R. MCCAIN.

And the bill was read a third time and passed. Yeas, 15; nays, 11.

Yeas :

Messrs. Brown, Buchanan, Caffee, Deans of Shelby, Horton, Jenkins, Lee, Lyons, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Wiley, Windham—15.

Nays :

Messrs. President, Grant, Hurst, Jelks, Matthews, McCain, Meador, Moody, Stevens, Thomason, Thompson—11.

The bill,

H. 844. To make South Florence beat in the county of Colbert, a part of Sheffield beat of said county and to provide for the retention of their offices during the present term of the beat officers of said South Florence beat,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas :

Messrs. President, Brown, Deans of Shelby, Deens of Covington, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Rather, Sowell of Limestone, Stevens, Thompson, Windham—20.

The bill,

H. 1070. To regulate the holding of circuit court in Washington county,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas :

Messrs. Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Matthews, Meador,

Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Windham—20.

The bill,

H. 1400. To fix the fees of the Judge of Probate, of Marion county, for recording mortgages,

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hurst, Jelks, Lee, Matthews, McCain, Meador, **Moody**, Nunnellee, Rather, Sowell of Limestone, Stevens, Thompson, Windham—20.

The bill,

S. 388. To amend section 2435 of the Code of Alabama,

Was read a third time and lost. Yeas, 9; nays, 11.

Yeas:

Messrs. Grant, Hurst, Lee, **Moody**, Rather, Stevens, Thomason, Thompson, Wiley—9.

Nays:

Messrs. President, Brown, Buchanan, Deans of Shelby, Jenkins, Matthews. McCain, Moore, Nunnellee, **Sowell** of Limestone, Windham—11.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following House bills and ordered the same sent forthwith to the Senate without engrossment:

H. 1485. to relieve Eugene Alfred Grayot, of Cullman county, State of Alabama, of the disabilities of non-age and to invest him with certain rights.

H. 1482. To regulate the estimation of the county vote in the county of Cullman.

H. 1457. To incorporate the town of Eldridge in the county of Walker, State of Alabama.

H. 468. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters or beverages, within five miles of Mount High Baptist church, in Blount county, and within two miles of Mount Tabor Baptist church, Mount Hope Baptist church, Gum Spring high school and Fowlers Cave academy in Gum Spring beat in Blount county; and within Philip's precinct in Etowah county, and within six miles of Dothan high school except within the corporate limits of the town of Dothan, in Henry county; and within one and one half miles of Bethel church, in Dadeville beat, in Tallapoosa county.

H. 1484. To increase the powers of the mayor and council of the city of Cullman, Alabama.

H. 1297. For the relief of the Bankers and Merchants Life association of Illinois.

H. 1044. To authorize and empower John T. Watson, of Crenshaw county, guardian of the estate of Minnie Lee Watson, Pearl Watson, Daisy Watson, Mary Ellen Watson and Ida Belle Watson, minors, to convey certain real estate belonging to his wards.

H. 1409. For the relief of the heirs of Dennis Washington, deceased, in the matter of the sale by the State of certain lands belonging to said heirs for taxes in Marengo county, Alabama.

H. 1464. To provide for a vote of the people on the subject of one or two court houses in Blount county.

In accordance with the joint resolution heretofore adopted, the Speaker has erased his signature from H. 1154 and the same is herewith sent for the President to erase his signature.

And the House has amended as therein shown and as amended has passed the following Senate bills:

S. 223. To authorize the court of county commissioners, of Elmore county, to settle or compromise the claim of the county of Elmore under the will and testament of H. B. Tulane, deceased, late of Elmore county.

S. 286. To fix the time and regulate the holding of the circuit court of Madison county, Alabama.

S. 444. For the improvement of roads and bridges in Tuscaloosa county, and for the levy of a special tax for buildings and bridges.

And the House has adopted the House joint resolution herewith sent, relative to mileage of Hon. J. J. Delchamps.

And has also adopted the House joint resolution herewith sent, relative to taking a holiday on Wednesday, February 22, account legal holiday.

And has passed the following Senate bills:

S. 467. For the relief of Floyd Germany and H. T. Estis, disabled Confederate soldiers.

S. 364. To amend an act entitled "An act to prevent stock from running at large in precincts Nos. 6, 7, 8, 9, 10, 11, 12 and 15 in Cleburne county; and all of precincts Nos. eight (8) and nine (9) and that part of precinct twelve (12), north of the city of Greenville, the Greenville and Pineapple road and the old Montezuma road in Butler county, Alabama; and in sections five (5), six (6) and seven (7), township eighteen (18,) range nine (9) and sections one (1,) two (2,) and twelve (12), township eighteen (18), range eight (8,) making one hundred yards the line west of northwest of the public road known as the Oxford and Shinsbone road, running through section six (6), township 18, range nine (9,) and sections one (1) and two (2,) in township eighteen (18), range eight, in Clay county, Alabama," approved December 14, 1898.

S. 325. To relieve William A. Marsh, of Sumter county, from the disabilities of non-age.

S. 262. To establish a new charter for the town of Alexander City, in the county of Tallapoosa.

S. 250. To repeal subdivision No. 43 of section 4122, Code of Alabama, (1896,) so far as the same applies to the county of Madison, in the State of Alabama.

S. 348. To authorize the court of county commissioners, of Tuscaloosa county, to purchase the rights, franchises and property pertaining to Foster's Ferry in said county; to grade the approaches to said ferry;

to operate a ferry near said place, using boats propelled by steam or other power; to charge tolls; and to issue and sell negotiable bonds not exceeding ten thousand dollars, for the purpose of obtaining money to purchase, equip and operate said ferry.

S. 260. To relieve George Campbell, Mary Campbell and Ella Campbell of the disabilities of minority.

S. 422. To authorize attorneys at law performing only ministerial duties in any of the courts in Madison county, to practice law in said courts.

S. 461. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters or beverages within six miles of the North East Alabama Agricultural school and Experiment station, located at Albertville, Marshall county, Alabama.

S. 439. To incorporate the Maryland-Alabama Deposit and Trust company.

S. 308. To incorporate the town of Hillsboro, in Lawrence county.

S. 100. To establish a separate school district to be known as the Guntersville school district, in Marshall county, Alabama.

S. 483. To provide for the working of persons convicted of misdemeanors upon the public roads in Marengo county.

S. 442. To fix the compensation of the Bailiffs in Montgomery county.

S. 278. To incorporate the Mobile Tammany society.

S. 482. To provide for the improvement of the public roads of Marengo county.

S. 460. To amend section 4630 of the Criminal Code of Alabama, so far as the same relates to beats Nos. 10 and 11, Bibb county, Alabama.

S. 271. For the relief of H. L. Wigglesworth, of Montgomery county.

S. 472. To relieve Graham Edwyn Merchant and Everlyn Merchant of the disabilities of non-age.

S. 266. To amend section 1 of an act entitled "An act to preserve game animals and birds in the counties of Washington, Clarke and DeKalb.

S. 235. Regulating the office of county superintendent of education, in the county of Lawrence.

S. 363. To prohibit the sale, giving away, bartering, delivering or exchanging vinous, spirituous or malt liquors or intoxicating bitters or drinks within the limits of Autauga county and in certain portions of Chambers, Coosa and Elmore counties.

S. 384. To amend an act to establish a Board of Revenue for Barbour county, approved February 18, 1895.

S. 426. To incorporate Brierfield Normal institute, Brierfield, Alabama.

S. 475. To provide that all causes of action, both civil and criminal, within the jurisdiction of a circuit court and arising in beat No. 2 of Barbour county shall be cognizable, heard and determined by the circuit court at Eufaula, in said county, and not elsewhere.

And the House has concurred in the report of the Committee of Conference on the disagreement of the two Houses on the Senate amendments to the House bills 1337 and 1338.

And the House has concurred in the Senate amendments to the House bill:

H. 1196. To establish a new charter for the City of Birmingham, Alabama.

MASSEY WILSON,

Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 1485, 1044, to Privileges and Elections.

H. 1482, 1484, 1464, to Revision of Laws.

H. 1457, to Corporations.

H. 468, to Temperance.

H. 1297, to Banking and Insurance.

H. 1409, to Finance and Taxation.

The Senate concurred in the House amendment to the Senate bill 223 (the title of which is set out above.)

Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Windham—20.

The Senate, also, concurred in the House amendment to the Senate bill 444 (the title of which is set out in the above House message).

Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deans of Covington, Hall, Horton, Lyons, Matthews, Moody, Moore, Nunnellee, Pulley, Rather, Stevens, Thomason, Windham—19.

The House joint resolution relative to the mileage of Hon. J. J. Delchamps, was referred to the Committee on Rules.

Also, the House joint resolution, relative to taking a holiday on Wednesday, February 22, on account of legal holiday.

Was referred to the Committee on Rules.

ERASURE OF SIGNATURE.

In accordance with the joint resolution heretofore concurred in, the President of the Senate erased his signature to the bill, H. 1154.

CONFERENCE COMMITTEE REPORT.

Mr. Deans, of Shelby, submitted the following report from the Committee on Conference.

To the President of the Senate:

Your Committee of Conference, on the disagreement of the two Houses, on the Senate amendments to the House bill 1337, beg leave to report as follows:

We recommend that the Senate amendments to the bill

H. 1337. To authorize the county of Elmore to issue and sell bonds of said county to an amount not exceeding forty thousand dollars for the purpose of building bridges and to purchase the iron bridge across the Coosa river, at Wetumpka, in said county, be concurred in.

And we recommend the following as an additional amendment to 1337.

In the fourth line of said section sixteen after the word "exceeding" strike out the words "twelve months" and insert in lieu thereof the words "four years."

All of which is respectfully submitted.

ELI HAYNIE,

Chairman.

THOS. L. BULGER,

A. M. TUNSTALL

On part of House.

G. B. DEANS,

J. H. NUNNELLEE,

A. E. CAFFEE,

On part of Senate.

And the report was concurred in. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deans of Covington, Grant, Horton, Hurst, Lee, Matthews, Meador, Moody, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Wiley, Windham—19.

CONFERENCE COMMITTEE REPORT.

Mr. Deans, of Shelby, from the Committee of Conference, submitted the following report:

To the President of the Senate:

Your Committee of Conference, on the disagreement of the two Houses, on the Senate amendments to the House bill 1338, beg leave to report as follows:

We recommend that the Senate amendments to the bill

H. 1338. To empower the Wetumpka Bridge company to sell to Elmore county, and to empower the county of Elmore to purchase the bridge of said Wetumpka Bridge company across the Coosa river, at Wetumpka, together with its right of way and appurtenances to be held and used as a toll bridge for the period of twelve months from the passage of this Act and then to be used as a free public bridge, be concurred in.

And we recommend the following amendments to the said bill:

In the fourth line of section five after the words "exceeding" and in the title strike out the words "twelve months" and insert in lieu thereof the words "four years."

Also, amend said section five in the eleventh line thereof, after the word "said" strike out the words "twelve months" and insert in lieu thereof the words "four years."

All of which is respectfully submitted.

ELI HAYNIE,
Chairman.

THOS. L. BULGER,
A. M. TUNSTALL,
On part of House.
G. B. DEANS,
J. H. NUNNELLEE,
A. E. CAFFEE,
On part of Senate.

And the report was concurred in. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Grant, Hurst, Jelks, Jenkins, Lee, Matthews, Meador, Moody, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Windham—18.

BILLS ON THIRD READING.

S. 490. To amend section 4007 (537) of the Code of Alabama,

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Buchanan, Caffee, Hurst, Jenkins, Lee, Matthews, McCain, Moody, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Wiley, Windham—17.

ADJOURNMENT.

On motion of Mr. McCain, the Senate at 11.15 o'clock adjourned until tomorrow morning, at 10.30 o'clock.

FORTY-NINTH DAY.

Tuesday, February 21, 1899.

The Senate met pursuant to adjournment.

Prayer by Rev. Mr. W. J. Elliot, of the city.

Present:

Messrs. President, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deans of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews,

McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Wiley, Windham—29.

JOURNAL.

On motion of Mr. Moore, the reading of the journal of yesterday was dispensed with and the same was approved.

HOUSE MESSAGES.

The Senate concurred in the House amendment to the bill,

S. 286. To fix the time and regulate the holding of the circuit court of Madison county, Alabama, notice of which was received on yesterday.

Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Deans of Covington, Grant, Hall, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Wiley—21.

RECONSIDERATION OF VOTE.

The President of the Senate having erased his signature from the bill,

H. 1154. To provide a new charter for the City of Fort Payne, DeKalb county, Alabama.

On motion of Mr. Case, the vote by unanimous consent was reconsidered by which the Senate passed the said bill.

Also, the vote by which it was ordered to the third reading was reconsidered.

Mr. Case offered an amendment which was adopted.

And the bill was again read the third time and passed. Yeas, 24; nays, 0.

Yeas :

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Windham—24.

MESSAGE FROM THE HOUSE.

Mr. President:

The House concurred in the Senate amendments to the House bill

H. 955. To protect the public roads where private individuals cut ditches across the roads for the purpose of draining their farms.

And the House insists on its amendments to the bill

S. 464. To authorize Marshall county to build macadamized, or turnpike roads, to build bridges, establish ferries and to issue bonds of the county to aid in the construction thereof.

And accedes to the request of the Senate for a committee of conference thereon.

Committee on part of the House, Messrs. Tunstall, Mitchell and Moody.

In accordance with a request heretofore made, the House returns herewith S. B.

S. 432. To change and extend the corporate limits of Pratt City so as to include the tract known as East Highlands.

And the House has passed the following Senate bills:

S. 34. To regulate the practice in suits upon accounts.

S. 43. To amend sections 1920, 1921 and 1922 of the Code of 1896.

S. 170. To cover the cash balance in the State Treasury to the credit of the convict fund into the general fund.

S. 344. To regulate separate school districts created by acts of the Legislature.

S. 103. To amend section 1575 of the Code of 1896.

S. 74. To provide for furnishing the offices of the United States marshal and clerk with copies of the Code of Alabama of 1896.

And the House has adopted the House joint resolution, herewith sent, relative to holding a joint session of the General Assembly for the purpose of electing a supernumary judge.

And the House has amended as therein shown and as amended has passed the bill,

S. 196. To amend Section 2038 of the Code of 1896.

MASSEY WILSON,

Clerk.

HOUSE MESSAGES.

The Senate concurred in the House amendment to the bill,

S. 196. To amend section 2038 of the Code of 1896.

Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Case, Deans of Shelby, Hall, Horton, Hurst, Jelks, Lee, Lyons, Matthews, Meador, Moody, Moore, Nunnellee, Stevens, Thomason, Thompson, Windham—20.

The Senate bill, just returned by the House, was indefinitely postponed.

The Senate concurred in the House joint resolution providing for a joint convention of the two Houses at 12 o'clock m. today, for the purpose of electing a supernumerary judge.

RECONSIDERATION OF VOTE.

Mr. Brown moved to reconsider the vote by which the Senate on yesterday passed the bill,

H. 1024. To repeal an act entitled "An act to prohibit book making or pool selling or horse racing and other forms of gambling," approved February 5th, 1897, so far as it relates to Montgomery county.

Mr. Wiley moved to lay the motion on the table.

Lost. Yeas, 11; nays, 13.

Yeas:

Messrs. Caffee, Deans of Shelby, Horton, Jenkins, Lee, Lyons, Moore, Nunnellee, Rather, Wiley, Windham—11.

Nays:

Messrs. President, Brown, Grant, Hall, Hurst, Jelks, Matthews, McCain, Meador, Moody, Stevens, Thompson—13.

Mr. Wiley moved to indefinitely postpone the motion to reconsider.

Mr. Brown moved to lay the motion to indefinitely postpone on the table.

Tabled. Yeas, 12; nays, 11.

Yeas:

Messrs. President, Brown, Grant, Hall, Hurst, Jelks, Matthews, McCain, Meador, Moody, Stevens, Thompson—12.

Nays:

Messrs. Caffee, Deans of Shelby, Grant, Hall, Jenkins, Lee, Lyons, Moore, Nunnellee, Rather, Wiley, Windham—11.

The question recurring on the motion to reconsider, The motion prevailed.

The vote by which the bill was ordered to a third reading was reconsidered. Yeas, 12; nays, 0.

Yeas:

Messrs. President, Brown, Grant, Hall, Hurst, Jelks, Matthews, McCain, Meador, Moody, Stevens, Thompson—12.

Nays:

Messrs. Caffee, Deans of Shelby, Horton, Jenkins, Lee, Lyons, Moore, Nunnellee, Rather, Wiley, Windham—11.

On motion of Mr. Brown, the bill was laid on the table. Yeas, 12; nays, 10.

Yeas:

Messrs. President, Brown, Grant, Hall, Hurst, Jelks, Matthews, McCain, Meador, Moody, Stevens, Thompson—12.

Nays:

Messrs. Caffee, Deans of Shelby, Horton, Jenkins, Lee, Lyons, Moore, Nunnellee, Rather, Windham—10.

Mr. Thomason, in favor of reconsideration, and Mr. Pulley, opposed, were paired on all of the foregoing votes.

REPORTS OF COMMITTEES.

Bills were reported from committees and read a second time, as follows:

By Mr. Brown, from Revision of Laws, favorably—
H. 1005. To amend section 3645 of the Code.

Also—

H. 1146. To repeal sections 4593, 4594, 4595, 4596, 4598 and 4599 of the Code so far as they relate and apply to the county of Cullman.

Also—

H. 1406. To authorize and empower the clerk of the circuit court of Cullman county, Alabama to issue subpoenas for witnesses before the grand juries of said county.

Also, with amendment—

H. 1407. To require the judge presiding at the circuit courts of Cullman county, Alabama, to approve the allowances due and payable to the bailiffs in attendance upon the terms of the court before a certificate shall be issued by the clerk therefor.

Also, with amendment—

H. 1482. To regulate the estimation of the county vote in the county of Cullman.

Also—

H. 1484. To increase the powers of the mayor and council of the City of Cullman, Alabama.

By Mr. Meador, from Finance and Taxation, favorably—

H. 829. To provide for the payment of certain monies deducted from the salaries of B. F. Wilson, former solicitor of the seventh judicial circuit on account of his absence from St. Clair circuit court at the spring term 1898 thereof.

Also—

H. 1409. For the relief of the heirs of Dennis Washington, deceased, in the matter of the sale by the State of certain lands belonging to said heirs for taxes in Marengo county, Alabama.

Also—

H. 1181. For the relief of W. T. Robertson, of Montgomery county, Alabama.

By Mr. Moody, from Banking and Insurance, favorably—

H. 1297. For the relief of Bankers & Merchants Life Association of Illinois.

Also—

H. 1471. To amend an act to refund amounts paid for the years 1897 and 1898 as vehicle or wagon tax under the provisions of section 3 of an act for the improvement of roads and bridges in Tuscaloosa county, approved February 18, 1897.

Also—

H. 1472. To confer upon the probate court of Tuscaloosa, county jurisdiction of chancery courts, in cases for partition and sales of property for partition, division or distribution.

By Mr. Wiley, from Corporations, favorably—

H. 1087. To prohibit and prevent the killing of deer in Limestone county, for the period of ten (10) years and to provide a penalty for the violation of this act.

Also—

H. 1457. To incorporate the town of Eldridge, in the county of Walker, State of Alabama.

Also—

H. 1461. To amend an act to incorporate the South-

ern Lumber Fire association, of Birmingham, Alabama, and to define its rights and powers and franchise, approved February 14th, 1895.

By Mr. Sowell, of Limestone, from Municipal and County Organizations, favorably—

H. 1467. To amend section 3925 of the Code of Alabama, so far as the same relates to the county of Mobile.

Also—

H. 1486. To repeal the prohibition act, approved Feb. 26th, 1887, so far as the same relates to the corporate limits of the town of Georgiana.

By Mr. Sowell, of Limestone, from Privileges and Elections, favorably—

H. 1485. To relieve Eugene Alfred Grayot, of Cullman county, State of Alabama, of the disabilities of non-age and to invest him with certain rights.

By Mr. Thompson, from Public Health, favorably—

H. 983. To provide a system of quarantine for this State.

By Mr. McCain, from Military, favorably—

H. 1463. To amend an act entitled "An act to provide for the extention of stock law in Clay county," approved February 11th, 1897.

By Mr. Grant, from Temperance, favorably—

H. 468. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors or intoxicating bitters or beverages within five miles of Mount High Baptist church, in Blount county, and within two miles of Mount Tabor Baptist church, Mount Hope Baptist church, Gum Spring high school and Fowler's Cave academy in Gum Spring beat, in Blount county, and within Philip's precinct, in Etowah county, and within six miles of Dothan high school, except within the corporate limits of the town of Dothan, in Henry county, and within one and one-half miles of Bethel church, in Dadeville beat, in Tallapoosa county.

By Mr. Mathews, from Penitentiary, favorably—
H. 1470. For the relief of Alex Rose and to pay him one hundred and fifty dollars earned by him while improperly imprisoned in the State penitentiary.

By Mr. Jelks, from Local Legislation, favorably—
H. 171. For the protection of fish in the Tombigbee, Warrior and Black Warrior rivers and Mulberry, Locust and Sipsey Forks of the Black Warrior river, in the State of Alabama.

By Mr. Jenkins, from Education, favorably—
H. 1220. To vacate and abolish certain parts of Highland, Vine and North Boundary streets, in the town of Montevallo, and to invest the title to such vacated parts of said streets in the board of trustees of the Alabama Industrial School for White Girls.

By Mr. Meador, from Finance and Taxation, favorably—

H. 1348. For the relief of C. M. Boyd, ex-sheriff of Macon county.

By Mr. Wiley, from Judiciary, favorably—

H. 191. To require justices of the peace and notaries public with powers of justices, to make warrants issued by them for the arrest of persons charged with misdemeanors of which they have final jurisdiction returnable before themselves and to try such cases and to prevent other courts taking jurisdiction of such warrants except on appeal.

By Mr. Jelks, from Local Legislation, favorably—

H. 1369. To provide for the working of certain convicts upon the roads of Limestone county.

By Mr. Meador, from Finance and Taxation, favorably—

H. 582. To authorize and require the Auditor of the State of Alabama, to reimburse R. H. Harris, sheriff of Randolph county, for expenses incurred and services rendered to the State, in the removal of Val T. Taylor, a fugitive from justice.

By Mr. Brown, from Revision of Laws, favorably—

H. 1094. To regulate the fine and forfeiture fund of Blount county.

REPORT OF THE COMMITTEE ON RULES.

Mr. Matthews from the Committee on Rules, reported favorably:

The House joint resolution on mileage of Hon. J. J. Delchamps.

Which was concurred in.

Also, favorably (with amendment)—

Providing for a recess of the General Assembly on Feb. 22d, inst., and fixing the date of final adjournment of the two Houses.

The amendment fixed the hour of final adjournment at 12 o'clock, midnight, of Thursday, February 23d, inst.

The amendment was adopted and the resolution was concurred in.

Mr. Jenkins, from the Committee on Education, submitted the following report, and on his motion, it was ordered to be spread on the journal:

To the Honorable Senate of the Legislature of Alabama:

Your Committee on Education to which was referred the majority and minority reports of the commissioners appointed in pursuance of the joint resolution of the two Houses of the General Assembly, approved February 18th, 1897, beg to report, that they have had the same under consideration, in connection with the reply to the majority report, which was filed with the committee by the Executive Committee of the Board of Trustees of the University, and representatives of the society of alumni, which accompanies the report.

And your Committee further report, that owing to other duties, it has not had time to investigate the matters of law and facts contained in said reports and reply sufficiently to come to any conclusion that is satisfactory to your Committee.

Your Committee (the Committee on Education of

the Senate concurring) recommend that said majority and minority reports and reply be spread upon the journal of the Senate for the information and consideration of any future Legislature.

SAMUEL C. JENKINS,

Chairman of Senate Committee on Education.

REPORT OF UNIVERSITY COMMISSIONERS.

To the General Assembly of Alabama:

The undersigned commissioners, appointed in pursuance of the joint resolution of the two Houses of the General Assembly, approved February 18th, 1897, to investigate the report whether the State of Alabama is justly and equitably indebted to the State University in an amount exceeding that now reconized by the State as an endowment fund, make the following report:

In accordance with said joint resolution, Eugene A. Smith was appointed by the Alumni Association June, 1897, Jno. J. Mitchell was appointed by the Governor in August, 1897; and the time within which these two could appoint a third commissioner having expired July 1st, 1897, James W. Lapsley was selected in March, 1898, by the board of trustees of the University, as provided by law, a third commissioner.

MEETINGS OF THE COMMISSION.

The commissioners met at the call of the chairman on the third of March, and on the 15th of June, and on the 30th of June, 1898, at the University; and were given access to the accounts, books and records kept there; and were also given such assistance and information as could be afforded by the President, and others connected with the University. At our meeting June 30th, we addressed communications to the Governor, Trustees and Alumni, a copy of which

is hereto annexed and marked "A." On the 30th of August we met at the Capitol, and examined the old account books in the State Treasury, and some of the Journals and acts in the Library, bearing on the transactions submitted to us, that we had not found elsewhere. We met in Birmingham on the 8th of November, and had before us in answer to our invitation, Messrs. S. W. John and James E. Webb, and President James K. Powers, who forcibly presented to us the claims of the University; and we met at the Capitol November 22d, to make and submit our report; but being unable to agree upon a report we adjourned until Dec. 5, since which time we have been engaged upon this work.

It may be added also that individual members of the commission have spent much time and labor at the University, and at the Capitol, and at their homes, in investigating and considering the difficult and important matters submitted to them at times when it was not practicable for the commission to hold formal sessions.

SCOPE OF INVESTIGATION.

Our examination began with the Acts of Congress in 1818 and 1819, granting to the State two Townships of public land, amounting to 45,867 32-100 acres, for the use of a "Seminary of Learning." We examined all the Acts and Journals of the Legislature that we could find relating to the University, from 1817, down to the present time; and also as far as we could, we examined the Minutes and Ordinances of the Board of Trustees, from its organization up to about 1860 and also their reports to the Legislature. We made critical examination of all the old land sale books, especially those made out by Benjamin F. Porter and constituting the basis of his:

"Statement of the condition of the monied concerns of the University of Alabama, from their commencement to the 1st of November, 1836," a copy of

which statement is hereto attached and marked "13." The conclusions of Judge Porter in this "Statement" seeming to be erroneous, we examined the accounts of the sales of said lands, showing what each tract sold for originally, and what was stated to be the amount received thereon, and made laborious investigation as to what said land books show, as to the actual proceeds of said sales. And we found what appeared to be a correct accounting for the sale and proceeds of substantially all of the lands donated for the University.

CLAIMS OF THE UNIVERSITY.

Preliminary to these investigations we examined the "appeal" of the "Society of the Alumni," mentioned in the preamble to the joint resolution for the appointment of this commission, and entitled, "An appeal to the Legislature of Alabama, by the Alumni of the University, October 12, 1896," and we observed that the statement of indebtedness due the University, amounting to \$2,292,305.30, mentioned on page 44 of said "Appeal" is based on the following items:

1. Amount proceeds of land sales lost to the University by relief laws passed by the Legislature, forfeitures, resales leases, etc\$144,239 18
2. Half of amount of \$20,000 fee paid Judge Porter for acting as agent and attorney for the University\$ 10,000 00
3. Amount of profit made by State Bank prior to 1837, over and above 6 per cent\$108,962 00

These with interest make up the \$2,292,305.30, on page 44 of the "Appeals." On pages 45, 46 and 54, further claim of \$300,000 is made against the State, for the value of the Rotunda, and Library of 25,000

volumes and the dormitories and other property, which the Federal army on the 18th of April, 1865, destroyed as it is claimed, on account of the Legislature of the State having engrafted the military feature of the University in 1859-60. We have carefully examined and studied, as faithfully as we could, all that we could find printed on the subject, including the adjustment made in 1848 and 1860 and the appeals and reports that led up to those adjustments; and we have considered the relations of the University fund to the State Bank, and the result of the State banking, the borrowing of \$64,500 from the bank and the appropriation of \$30,000 in 1866 and \$60,000 in 1884; and while at this late day with the limited and sometimes uncertain and inexact records available, we can none of us be confidently exact as to the calculations of amounts involved; yet we find enough to make us fairly satisfied as to the conclusions arrived at.

ITEMS 1 AND 2, \$144,239.18 AND \$10,000.

The first item, \$144,239.18, comes from and is based on Judge Porter's statement of Nov. 1, 1836, hereto annexed, and there it is stated as the "probable amount of loss from forfeitures, relief laws, etc," and the account on which this probable loss is founded contains, as shown in said statement two estimates of interest, \$55,700, and \$4,676, which he says "should have accrued thereon on account of deferred payment of the last half of the purchase money." We observe from Porter's report that \$382,715.57 was the total purchase money agreed to be paid by all purchasers for the whole 45,305 acres, reported by Judge Porter as sold. One half was due in eight years from date of purchase, which was about 1824. He seems to have meant that \$55,700 was the interest that "should have accrued" after maturity of this last half and up to the date of his report which ends with the words, "Calculated to the 1st of November,

1836." And in arriving at this balance of \$144,239.18 now charged against the State, he not only includes these two items of estimated interest (not collected, but which he says should have accrued) but he also includes \$51,959.01 and interest "proceeds of the sales of land repurchased under various relief laws." Now it clearly appears to us that this had already been included in the \$382,715.57, the total purchase money. Hence there seems to be a double charge against the State of \$51,959.01, and of the estimated interest thereon, \$4,676.04. The \$144,239.18, also includes \$55,700 of estimated interest, as above stated, and if we deduct the double charge and the estimated interest, the claim on its face would be only some \$32,000.

Yet when in 1847, this matter was presented by the trustees in their report to the Legislature, these words are used. "It is a matter of record that under a law of the Legislature of Jan. 7, 1834, the University Fund sustained a loss in principal, (their italics), from various sources of \$144,239.18." The only "record" on the subject is Judge Porter's report, which, to prevent a continued misunderstanding about it, we make an exhibit hereto.

The act of Jan. 7, 1834, just referred to and complained of, provides for a revaluation of the "lands which had been sold at \$17 and upward, and had been declared forfeited under the decision of the Supreme Court." Looking at the decision referred to, viz.: "Trustees of the University vs. Winston." 5 Stewart & Porter, p. 17, we find that the Trustees sued Winston for unpaid purchase money, claimed to be due for University land bought by him. He defended on the ground, that having made but partial payment, the land was forfeited absolutely to the trustees, and the trustees should be satisfied with the land, and hence could not recover for the deferred payments. The Circuit Court sustained this contention of the defendant, and the trustees appealed to the Supreme Court. That court affirmed the

judgment of the Circuit Court, saying among other things.

"The act incorporating the University, so far as respects the provision for the sale of lands, corresponds to the laws of Congress for the sale of public domain. It was never doubted that after holding the land for five years, he might either pay for it or forfeit it as he chose (p. 32). The whole act provides that it was intended to give mutual privileges to the purchaser, that of forfeiting the land if he found himself unable to pay for it, and thus be released from the debt he had contracted; to the vendors, that of relying upon the forfeiture, or resorting to a suit upon the bonds (p. 38). The plaintiffs must be content to receive the land in satisfaction of their demand against the defendant, whether it be more or less valuable (p. 27)."

Reading the act of January 7, 1834, in the light of this decision, rendered the year before, and of similar action of the United States Government in relation to its own forfeited lands, we think that the action of the Legislature, now complained of, was designed and calculated to give inducement to purchasers in possession of forfeited lands, to remain on them and pay for them at an equitable valuation; and was wise and proper Legislation.

This claim for loss by the act of January 17, 1834, rest upon the assumption that these lands revalued in 1834, were worth as much then as in 1824, when they were first bought, and it rests also upon the imputation that those legislators, among whom were John Irwin, Francis S. Lyon, Reuben Chapman, James Jackson, John J. Ormond, Arthur F. Hopkins and others like them, sacrificed the State's University fund in order to unjustly favor a few land purchasers, nearly all of whom lived in one neighborhood in Franklin county: by letting them have these lands at about one half their value. In this assumption and imputation they ignore the fact that the litigation in the Winston case shows that both

the trustees and the purchasers were unwilling to take the land with its improvements, for the unpaid purchase money. Also as a matter of history it is of interest to read a memorial to the Congress of the United States passed at the same session, and found on page 194 of the acts of 1833-45, showing how Congress had by successive relief laws in favor of purchasers reduced the price of some lands in Alabama from \$20 to \$5 per acre, and this upon the express ground of the general depreciation in values after the lands were bought

But aside from this, having found Judge Porter's estimate of a loss of \$144,239.18 erroneous on its face, we proceeded to make some estimates for ourselves. We went through the accounts which show the original sales of all the land and made a list of the revalued and resold lands in order to ascertain the total amount for which the revalued and resold lands originally sold, and found by our calculation that the aggregate of these original sales, or revalued lands, was \$168,458 56

Being sold at one-fourth cash, one-eighth one year, one-eighth two years, and one-half eight years, we deducted interest on the deferred payments, which we calculated to be 30,765 69

Thus making their cash value at the time of sale \$137,692 87
Before the resale, there had been paid on them 63,133 55

So that the amount of original purchase money due on them when resold was . . \$ 74,559 32
By the resales there was realized 59,361 98

Leaving an apparent loss by this calculation of \$15,197 34
Instead of the \$144,239.18 as claimed.

And this loss we think was from general depreciation in value, rather than from favoritism in the Legislature, as has been charged.

The next claim is for half of Judge Porter's fee of \$20,000.00, paid by the trustees for his services as agent and attorney. Judge Porter was appointed the sole agent for the University in 1834, displacing all other agents, some eight or ten in number. The "appeal" p. 21, says that "he devoted two years to bringing up a set of books showing the receipts and disbursements on account of land sales, and continued in the service of the board for two years longer, collecting claims on the errors discovered, many of which were litigated, and was paid by the board over \$20,000.00 for his services." Judge Porter may have received an undue compensation for his four years' services as sole agent, expert accountant, book-keeper and attorney, but it is not proven to us, nor that the State would be chargeable even if he were overpaid, but at this date, it is impossible to know all the circumstances and conditions inducing the board to pay that amount. We are cited to a statute concerning collections of University debts, approved January 7, 1835, giving the agent 5 per cent. on amount examined and reported by him, and no more. We think the Legislature intended 5 per cent. on debts or collections. It was not 5 per cent. on gross amounts reported. For he reported as shown by his statements hereto annexed some \$495,000, and yet the "appeal" says that he received over \$20,000 for his services which included services as lawyer and agent for four years, etc., etc. Five per cent. on the \$495,000 would, by itself amount to \$24,750. So far as we can see, this claim was never made until 1898, sixty years after it is said to have occurred.

But even should we allow this \$10,000 and also the balance of apparent losses on resales as above stated, they would amount to only \$25,197.34, and against that we see, from page 61, History of Education in Alabama, the following:

"At the same time (the time of Porter's Report, November 1, 1836), the University was indebted to the bank for money borrowed, and used in the erection of buildings, and the purchase of libraries and apparatus in the sum of \$85,318.91."

This debt is elsewhere stated, "Notes of the University held by the bank, \$64, 500." And in 1848, when included in the settlement then made, it was said to amount to \$100,000.00.

The University has never repaid this borrowed money, and it is more than sufficient to set off the claims aggregating \$25,197.34 as above stated, if they should be allowed.

ITEM 3. \$108,962.

Upon the third item, \$108,962, supposed profits, over and above 6 per cent., earned by the State Bank off the University Fund prior to 1837; we have examined the Act of December 22, 1837, relied on and referred to, and we find that it provides that "After the passage of the act the Bank shall pay the University" all "the net profits made on the University funds." This has no direct application here, because no claim is made for profits realized after the passage of the act; but the argument is that equity requires that the State should pay the profits realized before 1837; and the profits allowed on the 3 per cent. fund are cited as what should be allowed the University. Comptroller Riggs, in his report for 1851, states that the total receipts of 3 per cent. fund from Jan. 17, 1825, to Nov. 13, 1843, was \$345,403 33. The Dividends declared by the Bank, were 104,858 30

\$450,261 63

He says as to the dividends, "If they were clear profit the Bank is now indebted to the 3 per cent. fund \$450,261.63. But if merely nominal the sum is \$345,403.33. Also observe that during the eighteen

years that the \$345,403.33 of 3 per cent. fund was earning the nominal \$104,858.30, the University's \$300,000 actually earned and received 6 per cent. per annum, or \$324,000 for the whole time.

We are reminded also that the State paid its current expenses out of the bank profits. Examining as to this, it appears that this began November 1st, 1836, and extended for some six or seven years, the State requiring the bank to set apart \$100,000 per annum of its profits, to defray the expenses of the government. See Act January 9, 1836, and December 23, 1837, and February 3, 1840, the two last requiring an additional \$40,000 to be set apart for the same purpose. This, if it proves anything, proves that profits were made after 1837, yet though the law of December 23, 1837, expressly gave them the profits after 1837, the Trustees did not assert any claim under that law; thereby seemingly confessing there were none made after 1837. Moreover, whether the bank actually made profits or not, could not be known until the day for settling came; and a day of settling did come. In 1840 it was ascertained and reported that the amount of State bonds originally issued to the banks and constituting their capital, and then outstanding, was, \$10,859,856. In 1842 it was ascertained and reported that of the \$16,401,873 of debts due the bank, \$7,749,737 were bad or doubtful. This points to an immense loss which ultimately fell on the State as the result of this banking business. A further evidence of this ultimate loss appears in the Comptroller's report of 1848, showing the State debt to be then \$11,155,498.71 mainly for bonds issued, as we understand, to the bank. But even had profits been made, the University could not fairly claim them. They were made by incurring risks of the bank capital, which risk the University did not share in; because by virtue of the law of 1823 the University funds were all put beyond risk or loss, being invested in "State stock or certificates of debt, bearing interest at 6 per cent., payable half yearly to said Trustees, or kept subject to their order, according to the law of the

State to the amount of such sum or sums as may, from time to time, be paid over by said Trustees to the bank, the interest to be forever applied to the use of said Seminary," and this was done "for and in behalf of the State and with the pledge of the public faith and credit," and these funds have been thus safely kept through all the vicissitudes of the last seventy-five years.

ITEM 4. \$300,000.

As to the \$300,000 for value of property burned by the U. S. Army in 1865, we examined the Act engrafting the military feature on the University and do not see that the State is in any wise responsible for the burning or its consequences.

COMPROMISES AND SETTLEMENTS.

We have also examined the records and minutes of the Trustees and the Acts and Journals of the Legislature, as far as we can find them, as to two settlements and allowances made on account of these claims in 1848, and again in 1860. We find that in 1848 the University was receiving interest on \$300,000 from the State, and the State held \$64,500 of University notes for borrowed money, which with interest, amounted to about \$100,000. The University, for several years prior to 1848, as shown by various reports and documents before us, was insisting on the State not claiming this \$64,500. Many appeals were made at that period, which we have examined; and it was in connection with these appeals, and to induce the State to release the \$100,000 debt that the University made the claims for \$144,239.18 and \$108,962, above mentioned. The claim for \$10,000 first appeared in 1896. And while they stated the claims they did not ask their payment, but used them to persuade the Legislature to give up the \$100,000 which was eventually done.

In 1848 this matter was settled by the State giving

up one-half of the \$100,000 claim against the University; an Act being passed February 21, 1848, providing that "\$250,000 be declared to be the amount of the University fund, that all notes held by the State against the University be canceled, and this shall be taken in full satisfaction of all claims which said Trustees have, or pretend to have, against the State for interest, damages or losses of every kind or description whatever, and they shall file written relinquishment, &c., &c." We find in the record of the Board of Trustees, a copy of this relinquishment, which is very full and explicit, and with it we see no sign of objection or protest.

Governor Reuben Chapman in his message to the Legislature in 1849, says that the Board accepted the terms of settlement, and executed the relinquishment, which was filed in the office of the Secretary of State.

On behalf of the University it has been said that this settlement was made "under solemn recorded protest." We have made diligent search through all accessible records, and made inquiry of those likely to know, without finding any satisfactory proof of this protest being made. We find among the papers an old clipping from the Tuscaloosa Monitor, of what purports to be the report of the Hon. N. Alfred Agee, chairman of the committee on the University in the House of Representatives in 1853, which says among other things: "By an Act of Legislature passed February 21, 1848, the subsisting debts between the State and the University were adjusted by an equitable compromise. Their mutual debts were liquidated and \$250,000 recognized to be the amount of the University fund."

Our recent information is that this measure was with difficulty passed by the efforts of the friends of the University, in the face of, and because, it is said, of threats of other parties to wipe out the whole endowment.

A report of a legislative committee at the session of 1848 urged the acceptance of the University's request

to compromise all claims, the State releasing its \$100,000.

This committee argued elaborately three separate propositions: (1) "It would be equitable." (2) "The compromise would be fair to the State." (3) "The compromise would be beneficial to the University," and it refers to it as a compromise proposed by the University to relieve it of its onerous burden to the State. And this compromise as offered and urged on behalf of the University was ultimately accomplished, though it was not till 1860 that it was entirely completed.

It will be observed that the State by this compromise of 1848, gave up \$50,000 of its \$100,000 worth of University notes, and credited the other \$50,000 on the \$300,000 endowment fund, thus reducing the endowment to \$250,000; and the University relinquished "all claims it had or pretended to have" for those losses now submitted to us for adjudication.

But in November, 1859, it again came before the Legislature, Governor Moore, in his annual message saying that the "Trustees appeal to the Legislature to restore to the permanent fund the sum of \$50,000 which they alleged has been unjustly taken from it." This was acceded to by the Legislature, and instead of \$250,000, \$300,000 was again fixed as the permanent endowment fund; and the State Treasurer was also ordered to pay to the University interest on \$50,000 from February 21, 1848, to February 21, 1860; and thus all the University had been asking was granted. By a subsequent law the interest was raised from 6 to 8 per cent.

It may be true that the scope of the commission might authorize us to report any amount equitably due the University, notwithstanding these settlements. But being made near to the date of transactions, by men better informed than we can be, and by legislators and trustees whose patriotism and wisdom should not be lightly questioned, the settlements them-

selves are very persuasive of the justice of what was then solemnly agreed upon.

RELATION BETWEEN THE UNIVERSITY AND THE STATE.

Elaborate arguments have been made to us and elsewhere, as to the trust relation between the State and the University, and it has been likened to that between a guardian and his ward. It is expressed thus in a series of written "Propositions" presented to us by the president of the University: 1. "The landed endowment of the University constituted a trust, in which the sovereign State of Alabama was trustee, and the University the ward."

The true doctrine on the subject was clearly settled in 1833 by our supreme court in the Winston case, quoted above. Our court cites Chief Justice Marshall's opinion in the celebrated Dartmouth college case, in the supreme court of the United States, in which he says: "If the funds of the college be public property, or if the State of New Hampshire as a government be alone interested in its transactions the subject is one in which the Legislature of the State may not, according to its own judgment, unrestrained by any limitation of its power, imposed by the Constitution of the United States."

Our Judge Taylor then goes on to declare our corporation "The President and Trustees of the University of Alabama, an instrument of Government, created for its purposes." The funds are "altogether public property, * * * The lands have been granted to the State by the United States for the purpose of endowing a University, it is true, yet the property in these lands is not the less in the State, because the purpose to which they are to be appropriated is restricted in the grant. This institution is in every respect a public one, originated and prosecuted by the legislative enactment, towards which no citizen contributed one cent, either in money, property, labor or service * * *

The president and trustees of the University

constitute a public corporation and their charter may be altered, amended or repealed by the General Assembly of Alabama at their pleasure." While the title to the property is thus shown to be in the State, and its care devolved primarily upon the Legislature, yet we can see no wrong in the State's intrusting the property and its management to this corporation, created as it was for this express purpose; at the same time keeping the corporation under constant surveillance. This was not only a legal and proper course to pursue, but it would seem to be the only way possible and if the Legislature or the corporation created by it, made mistakes in investments or in legislation, no individual has a right to complain. No individual, or class, or section has any separate interest. If we call the State the trustee, it is also the *cestui que trust*, and the University corporation is, as declared by our supreme court, only an "instrument" or arm of the State. So, there can be no antagonism between the two. All arguments based on the idea of a possible conflict between them, ignore their true legal relation to each other. Hence this arm of the State is to be fostered as a man cares for each of his members, and all possible must be done and each paid to enable it to continually grow in fitness and ability for its highly honorable and constantly increasing work.

There is another view of the indebtedness of the State, and of the statesmen of this generation to our University, which can properly be considered in this part of our report. We are heirs to a rich and varied patrimony, and should try to learn and execute the will concerning this institution, of those who bequeathed it to us.

In a report by a joint committee of the Legislature, made in 1834, and signed by James Jackson, F. S. Lyons, J. J. Ormond, Reuben Chapman, Arthur F. Hopkins and others, it is clearly stated as a part of the original plan for the support of the University, as shown in the law of 1823, that all of the proceeds of the lands donated by Congress should be kept undimin-

ished as an interest bearing fund, the buildings to be provided for without impairing the *corpus* of the fund. Our investigations show that this was clearly the expressed will of the founders of the State; and it would seem that a moral obligation upon us to carry out their purposes "runs with the inheritance," as legal obligations of the father "run with the land" and rest upon the son who inherits from him. In this view when we consider the concessions and appropriations aggregating some two hundred thousand dollars made in 1848, 1860, 1866 and 1884, and other similar grants of money by the State for the University, we do not count them as items in a debit and credit account between the treasury and the University fund; but as a recognition by those who voted those moneys, of their duty to conserve this property of ours and enlarge its powers to do well its work; and we may also count them as precedent and promise that each succeeding generation will be alike true to its duty in this regard. We may also observe that while the original expressed purpose was that the whole proceeds of the land, which was some \$382,000, should be on interest, yet the real underlying principle and purpose was that the University should have a securely invested and adequate income. What was sufficient two generations ago, is hardly adequate now; so that the duty upon us if we would execute the will of the fathers, is to limit the provision we make for the support of our University only by its growing necessities and the ability of the State.

Recurring, however, to the strictly legal aspect of the subject we deem it well in conclusion to give.

A GENERAL VIEW OF THIS ENDOWMENT FUND.

By the year 1838, the amount of State stock had reached the sum at which it now stands, viz.:..... \$ 300,000 00
Part of the proceeds of the land had been invested in buildings and other im-

improvements. On Page 46 of the Appeal, six of these buildings, burned in 1865, are valued at	300,000 00
Besides these there were seven or eight others, including the President's man- sion, costing probably	50,000 00

We thus see that there were, in 1865, en-
dowment and permanent improvement
to the apparent aggregate value of..\$ 650,000 00

And the proceeds of these lands were all that the
trustees had, from which to make these investments.

On the other hand, the total sales of the two town-
ships, which constituted the corpus of the property,
was, according to Judge Porter, only \$382,715.57.

We are not required to account for the difference be-
tween these two sums, but may observe that the esti-
mated valuation of the burned buildings is probably
beyond their cost, and the excess should be taken from
the \$65,000; and on the other hand, there should be
added to the \$382,715.57 the \$64,500 borrowed from
the bank and invested in library, buildings, &c. Also
there must be added to the resources which were at the
command of the trustees, the rents and interest accru-
ing prior to 1831, when the University was opened, a
large part of which was doubtless used to swell the
endowment and permanent improvement of the prop-
erty.

It is enough for the purposes of the question submit-
ted to this commission to conclude, that as regards the
safety of the fund and regularity of the income from it,
the proceeds of the land were most wisely invested, by
the law of 1823 in State stocks, with a pledge of the
faith and credit of the State; a faith that has been kept
through long years of trial and disaster. While the in-
come has supported the institution, the amount perma-
nently invested, as above shown, is manifestly greater
than the largest amount charged to have been realized
from the lands; all of which results are to be credited

to the wisdom and faithfulness of the legislators and trustees of the two preceding generations, upon whose doings we have been called to sit in judgment; and who ought not to require vindication before the face of their children.

Our opinion and judgment is that the State is not justly or equitably indebted to the University in any amount, exceeding that now recognized as an endowment fund.

All which is respectfully submitted,

J. J. MITCHELL.

JAMES W. LAPSLEY.

Montgomery, Alabama, Dec. 9th, 1898.

"A"

To His Excellency, the Governor, the Board of Trustees, and the Alumni Association of the University of Alabama:

The undersigned commissioners appointed under the act of the Legislature approve February 18th, 1897, organized shortly after the commission was completed, and had our first meeting March 3d, 1898, and have had before us and have examined:

1. Record books showing minutes and proceedings of trustees of the University from 1823 to 1841.
2. Accounts of the agents and their records of the sales and receipts of purchase moneys.
3. Reports of B. F. Porter, agent, and the accounts made by him of the transactions of preceding agents, including his original report prepared for the legislature of 1836-7.
4. Various publications, addresses and appeals to the legislature made by the board of trustees and by others in their behalf, including the reports and speeches by Col. F. Bugbee, Hon. Jos. W. Taylor, Rev. J. W. Pratt, Prof. W. S. Wyman in History of Educa-

tion in Alabama, appeal to the legislature of Alabama by the Alumni of the University, October 1896.

5. The Federal and State legislation on the subject from the act of Congress in 1819 on through the various acts of the legislature up to the act appointing this commission, and the opinion and judgment of the supreme court of Alabama in the case of the Trustees vs. Winston, 5th Stewart, and Porter's Reports, page 3.

The act creating this commission authorizes us to examine witnesses and official and historical records, and we will welcome any additional evidence that may be brought forward. If any of the parties interested will indicate a wish to be heard orally, or to offer any additional evidence, we will appoint a time and place when they can come before us.

In view of the shortness of the time before the assembling of the legislature, it is desirable that these matters be attended to at an early date.

Respectfully,

(Signed.)

J. J. MITCHELL,

EUGENE A. SMITH,

JAMES W. LAPSLEY.

Tuscaloosa, Ala., June 30, 1898.

A STATEMENT OF THE CONDITION OF THE MONIED CONCERNS OF THE UNIVERSITY OF ALABAMA FROM THEIR COMMENCEMENT TO THE FIRST OF NOVEMBER, 1836.

Proceeds of the sale of forty-five thousand three hundred and five acres, thirty two hundredths of an acre of lands originally sold as the property of the University of Alabama.....	\$ 382,715 57
Amount of interest which should have accrued thereon on account of deferred payment of the last half of purchase money	55,700 59

Proceeds of the sale of lands repurchased under various relief laws	51,959 01
Amount of interest which should have accrued thereon on account of deferred payment	4,676 04—\$ 495,051 21
Amount collected as rent on University lands and on leases	25,319 30
Amount of balance of original collections on sales not invested nor in the treasury, but carried to account of expenses ..	6,191 05½

Amount of this fund expended for contingencies\$ 31,510 35½

AMOUNT OF MONIES COLLECTED BY VARIOUS PERSONS ON ACCOUNT OF UNIVERSITY LANDS, VIZ:

By Edmund Lane	\$ 6,838 93
Thomas Owen	6,377 89
James Jackson	38,837 75
William Graham	467 16
James Simpson	91 58
Benjamin Davis	902 92
David White	7,502 90
Lewis B. Allen	3,890 09
Phillips & Shackelford	1,236 50
Constantine Perkins	194,543 22
Sundry persons, accounts not stated	6,529 28
Benjamin F. Porter	60,647 99—\$327,866 24
Probable amount of debts now due as principal and interest on said sales and from all that appears available in future	22,945 79
Probable amount of loss to the University fund from forfeitures, relief laws, resales, deducted interest, relinquishments, leases, etc....	144,239 18—167,184 97

\$ 495,051 21

Amount vested in 6 per cent. stock.....	\$281,966 33½
Unexpended balance in the treasury.	39,708 85
Available debts estimated at.....	22,945 79
Lands yet unsold, 562 acres, estimated at	200 00 344,820 97½

Whole amount of the funds of the University and other avails from lands.....\$ 344,820 97½

RECAPITULATION.

The above exhibit of the monied affairs of the University of Alabama so far as the sales of its lands are concerned, is condensed for records and books prepared by the present agent after two years of incessant and arduous investigation. Little doubt need therefore be entertained of the correctness of the several items herein contained. The details of the settlement he presented are too expensive for any ordinary investigation; and the object of the undersigned has been to give results as much simplified as possible. Calculated to the 1st of November, 1836.

(Signed.)

BENJAMIN F. PORTER.

Agent and Attorney for the University.

MINORITY REPORT.

From the conclusions of the majority of the commission, I feel constrained to dissent.

1. On General Grounds.—The history of these transactions has been handed down from those who witnessed and participated in them, and have become an integral part of the history of the University. During the 38 years of my connection with the University as student and officer, I have received the story of these transactions through numerous channels and I find myself unable to ignore or forget this history, current and undenied in the University, to the effect that a considerable part of the University fund was lost or wasted in the early years of its history, through the carelessness and neglect of those charged with its management. I am not able to admit without the clearest proof, and that, to my mind has not been, and cannot not now be deduced, that the long list of distinguished men, such as Martin, Manly, Garland, Crenshaw and others who were contemporaries with the transactions which we are commissioned to examine, and who were by their positions required to inform themselves

as to these matters, have reached practically unanimous conclusion, without good and sufficient reasons, and I must express my belief that the sources of information accessible to them were more numerous, full and exact than any which we at this day can command.

2. Specifically.—As to losses by resales of forfeited lands, leases, negligence of agents, etc.

The principal conclusions arrived at by the majority of the commission as to the relations between the State and the University seem to be correct, and in so far as they declare the decision of the supreme court cannot be denied, I most heartily endorse and agree with all that part of the report of the majority which implies a moral obligation resting upon those who have received this trust to carry out the clearly expressed intention and will of its founders, which was to preserve intact the entire amount of the proceeds of the land sales as an endowment fund, and to make adequate provision for the varying and increasing needs of the institution; and I think the adjustments and concessions made from time to time by the State for this purpose, show the underlying intention on the part of the State, as represented by the legislature, to carry out in good faith the obligation imposed upon it in the acceptance of the trust, so far as it has been possible to ascertain what was right and equitable.

To say that all the acts of the legislature bearing on these interests, have come up to the full measure of justice and equity, and that no mistakes have been made, would be to say that the members of the legislature were more than mortal.

It is my duty as a member of this commission to point out what appears to me to be the instances in which the University has not received the full measure of what was in equity due to it. It is specially to be noted that the University corporation, with all its trustees and agents, is, in the majority report, stated to be only the instrument of the State government, and therefore what was done through these agencies was done by the State. While difference of opinion natur-

ally exists as to the degree of liability on the part of the State for the management of its trust, some eminent lawyers holding and expressing the opinion that the relations between the State and the University fund are the same as those between a guardian and his ward, or between trustees and *cestui que trust*, with the important distinction that the State cannot be sued, it would, in an event, seem that it should be the pleasure of the State to make good losses entailed upon its trust through the specific acts of its highest authority, the legislature.

The exact amount of the loss to the University fund through relief laws, resales, negligence, etc., cannot now be ascertained. We may, however, approximate it in two ways; admitting that Judge Porter had better facilities in 1836 than we have in 1898, for ascertaining the true condition of the financial affairs of the University, we may take his estimate of the probable losses to the University fund by relief laws, etc., \$144,239.18, and deducting \$56,635.05, the amount apparently twice charged as shown in the majority report, the amount of loss to the University fund in 1836 still appears to be considerable, viz: \$87,604.13.

Or, we may estimate the loss occasioned by a single act of the legislature, viz.: the relief laws of January 7th, 1854, which ordered the lands forfeited to the University for non-payment of purchase money, to be revalued at less than half the original valuation, and resold. In the majority report it is shown that the value of the resold lands was \$168,458.56, from which deducting \$30,765.69, interest on deferred payments, there remains \$137,692.87 as representing their cash value at the time of the original sales in 1823-5. Now, as declared by the supreme court in the Winston case, these lands, with all their improvements, were the absolute property of the University, forfeited for non-payment of purchase money.

The manner in which the trustees intended to dispose of these forfeited lands is shown by their ordinance, passed August 17th, 1833, which provided that

the lands declared forfeited by decision of the supreme court should be disposed of by first making application to the persons whose lands were thus situated, and unless all the arrears of principal and interest were paid by November 1st, the agent was directed to enter upon and hold on account to the use of the University, all such forfeited lands, peaceably or otherwise, if necessary.

When payments were not made as above, the agent was authorized to permit entries to be made by other persons upon payment of such arrears: no entry permitted for less than any one's entire purchase. But, an Act of the Legislature quoted, which on its face declares that it was for the relief of the purchasers, the trustees of the University were deprived of their rights in the premises, and the purchasers were allowed to regain their lands by payment of a portion only of what had originally been agreed upon. And that, too, after they had had ten years' use of these lands. If we make a rough calculation of the results of these transactions it will appear as follows:

Cash value of the original sales of the resold lands, without improvements..	\$ 137,692 87
It is assumed that these lands were worth as much, with improvements, ten years later; yet the legislature ordered them resold, (ignoring improvements in mak- ing the revaluation) for..	\$60,775 61
Of which was collected	59,361 98

The difference\$ 78,330 89
represents the probable loss to the University fund by
the resales of the forfeited lands.

In the majority report it is stated that this claim rests in part upon the assumption that these lands were worth as much in 1834 as in 1823, and the attempt is made to show that the forfeited lands had, between 1823 and 1834, greatly deteriorated in value,

and that the revaluation in 1833 at \$8.00 an acre, was fair and equitable. As to this, it might, with propriety be said that in these ten years the purchasers had all the benefit of the cultivation, which caused the deterioration, whatever it might have been, and the University should not have been made to suffer therefor. So that, granting a deterioration, I think we may reasonably hold that these lands, with the improvements, (expressly excluded in the revaluation under the relief law of 1834), should have brought to the University the full amount of the original valuation. But I have taken the pains to find out something about the present and past values of 6,280 of the 8,400 acres, which were revalued and sold under the provisions of the act named. These tracts are all situated in T. 4, R. 11 W., in Colbert county (formerly Franklin); the same township in which Tuscumbia is located. I have received from the high-est official of that county an estimate of the present market value of those very tracts which were resold in 1834. These estimates run from \$2.00 to \$50.00 an acre, and the average of the whole 6,280 acres is \$14.31 an acre. The same authority quotes a county commissioner, 78 years of age, as asserting that the value of these lands is about what it was in 1834. Now, if ten years' cultivation, between 1823 and 1834, could diminish the value of these lands over one-half, one would reasonably expect over sixty years' use, since 1834, to have left some mark upon them other than an enhancement of their value nearly fifty per cent. I think, moreover, that general experience has shown that lands really improve in value under cultivation for at least ten years. I have, therefore, personally, no doubt whatever that the forfeited lands in 1834 with the improvements, and for that matter without them, were worth quite as much as they were in 1823, i. e., at least \$17.00 an acre.

I do not, therefore, see how we can escape the conclusion that a very considerable loss, by one calculation, over \$78,000, and by another over \$87,000, was

sustained by the University fund in consequence of the relief law cited.

I do not think that this claim rests in any way, as stated in the majority report, "upon the imputation that those legislators, among whom were John Erwin, Francis S. Lyon, Reuben Chapman, James Jackson, John J. Ormond, Arthur F. Hopkins, and others like them, sacrificed the State's University fund, in order to unjustly favor a few land purchasers." I think we will all allow that acts may be passed in good faith and with the best of intentions on the part of the legislators, which may, notwithstanding, work injustice. If every such act carried with it the implications of the deliberate intention of the majority of the legislature enacting it, perpetrating a fraud, I doubt if reputable men could be found willing to serve in the legislature.

3. As to the fee paid to Judge Porter.—Referring to the report of the committee of the legislature of 1833-4, appointed to inquire into the financial affairs of the University, we find ample evidence that a thorough investigation of the condition of the fund arising from the sales of the University lands, was imperatively demanded.

The committee report, "That they have, so far as the limited time allowed them would permit, examined the books, papers and documents relating to the affairs of the University, from the time of its establishment to the present date. Your committee have discovered with deep regret, that the books and accounts relating to the affairs of the University, have been kept in such manner as to place the affairs of that interesting and important institution in a most perplexing and confused situation. No system or method has been observed in keeping the accounts of the University; nor can your committee discover, from any books or papers submitted to their inspection, any means by which to test or ascertain with a reasonable degree of certainty the true situation of the accounts of the various persons who have incur-

red responsibilities to the institution. They find on file, various reports made by the agent of the trustees, containing accounts of the sales of the University lands made by him, showing to whom sold, for what amount, &c.; but in some instances these reports have not been recorded, nor have accounts been regularly opened with all the purchasers of University lands, so as to show whether the purchase money has been paid or not. Bonds for debts due to the institution, as appears by some of the documents examined by your committee, have been placed out for collection without any evidence being retained showing the liability of the person who received them. A report made by a committee of the board of trustees during last summer, and prepared with great labor, shows the fact, that \$25,809.33 of University money stands upon the books of the institution, to the credit of certain persons who had collected and paid over the same, without showing of whom, or from what particular source, this sum was derived.

"If the books and accounts of the institution are in such a condition as to render it impossible to ascertain from whom and on what particular account this amount was received, it would be difficult to ascertain from them, whether all the persons who have contracted business with and for the institution have accounted faithfully or not. Your committee beg leave to submit, herewith, a copy of the report of a committee of the trustees, showing the situation of the accounts and books relating to the business of the University.

"The act establishing the University provides that the capital stock arising from the sale of the University lands shall not be reduced in any manner whatever. A sum not exceeding \$50,000 in the discretion of the trustees, of the moneys which might be received from the first payment of the lands sold, was appropriated and set apart by law for the erection of the necessary buildings of the University; and the interest arising from the last payment to be made upon

the lands sold was set apart and to be vested as the same might be received, in stock of the United States, to be applied exclusively to sinking the amount of money appropriated to the erection of the buildings, until the amount invested should be equal to the amount expended; after which, the same was considered as capital stock, and was never thereafter to be diminished."

Then follows a statement of receipts and disbursements of the University funds, and estimates for the current year, after which the report goes on to say: "The interest of the institution and the correct management of the liberal fund derived from the lands granted to this State for its endowment, require that something should be done to rescue from confusion and uncertainty, as far as practicable, the accounts and books of the University. To this end your committee would recommend the passage of a joint resolution appointing the comptroller, with authority to associate with him some skillful accountant and bookkeeper to examine and investigate all the accounts and reports of sales of University lands; to ascertain to whom each particular tract was sold; for what price; the amount received thereon including principal, interest, &c., and to examine into all the disbursements made by the board of trustees, on what account &c., and to open and bring up a regular set of books, showing the full and correct situation of accounts of all persons who have had dealings with the institution or any of its agents, and to cause said books to be delivered to the trustees at its next meeting.

"Your committee would further recommend the passage of a joint resolution requiring the agent of the board of trustees to make a report of his proceedings and transactions to the president of the board regularly, showing the amount it received by him, from whom, on what account, &c., and to deposit the amount which may be in his hands at the end of each quarter, in bank; the amount derived from the sale

of lands to be invested in bank stock, and the amount derived from other sources and called Income Fund, to be placed subject to the control of the board of trustees."

The report concludes with certain recommendations to the board of trustees, which have no bearing on the present investigation, and is signed by

JAMES JACKSON,
J. J. ORMOND,
M. D. WILLIAMS,

On the part of the House.

F. S. LYON,
J. W. LANE,
R. CHAPMAN,

On the part of the Senate.

Upon the recommendation of this committee, a joint resolution was passed "appointing the comptroller with authority to associate with himself a skillful accountant and bookkeeper to examine and investigate all the accounts and reports of sales of the University lands, to bring up a regular set of books and to cause said books to be delivered to the trustees at their next meeting, etc." The trustees also, in August, 1834 passed a resolution directing the agent to report the whole amount of the sales of the University lands, showing the amounts paid in, the amounts still due, and distinctly showing the amount of the capital or principal and the amount of income funds.

In the following year, 1835, the legislature passed an act, approved January 7, to "regulate the collection of the University debts," in which section 3, the agent of the University was required to do practically the same work, with the difference that an allowance of 5 per cent. was made to him upon all amounts reported on.

In view of the joint resolution of 1834, it would seem that further legislation was unnecessary, so far as concerned the preparation of the books showing the

situation and amount of debts now due and owing, what lands have been sold and what lands are unsold, and the amounts due on each, etc.

Yet the committee of the legislature, of which Judge Porter was a member, recommended the bill which was afterward enacted into a law. It is impossible to know at this time all the circumstances bearing upon these transactions, but we have evidence that Judge Porter was agent of the board of trustees, and at the same time member of the legislature from Monroe county, and the reporter of the supreme court. It is fair to presume that he received compensation for all these services in which the University was not concerned, so that payment to him aggregating over \$20,000 for two or even four years work upon the University accounts appears, under the circumstances, excessive. Indirectly, we have learned that the payment of this amount was resisted by the trustees, but finally made in accordance with the terms of the act quoted. In any event, Judge Porter was employed to bring up a set of books showing the condition of the land accounts, and he was employed by reason of the confusion into which these accounts had fallen, and the consequent danger of loss of the fund. And it seems to me that it should be the pleasure of the State to make reparation for the losses to this fund, caused by the acts of omission and commission of the legislature, and its agents in the management of this great trust.

The claim of the Alumni on this account not only seems valid, but I should go further and say that whatever part of Judge Porter's fee was paid for bringing order out of the confusion into which the University accounts had fallen, was properly a charge upon the State.

The joint resolution of the legislature of 1834 shows, I think, that that body entertained the same view, for the identical investigation and preparation of books was ordered by that resolution at the expense of the State.

4. As regards the relations of the University to the State Bank.—The act of 1823 organizing the State Bank required that the University funds to the amount of \$100,000 should be invested in bank stock; and this was the limit until 1827, when all, and by inference, more than \$100,000 of the monies arising from the sales of the lands were required to be similarly invested. In 1833 the amount the University fund invested in bank stock was declared to be \$300,000 and it remained at this at least until 1848. On these amounts 6 per cent. interest was allowed and paid, the faith and credit of the State being pledged for the permanence of the fund and the prompt payment of the interest.

On the other hand, between May 6, 1829, and November 14, 1835, money was borrowed by the trustees from the bank to the amount, exclusive of interest, of \$64,500, on which \$18,000 was paid.

From a report made in 1846 by Hon. F. Bugbee, it appears that before and during the period when these debts were existing, in addition to the money on which the University had received certificates of bank stock, there were other large sums on deposit in the bank on which the bank did business and derived profit, but on which the University received no interest. The report continues: "At the time when the first note was made, there was on deposit to the credit of the agent of the University as agent, over eight thousand dollars, and four days thereafter, a half year's interest accrued on the University stock. During the years in which these notes were made, there were at different times, large deposits in the bank applicable to the University funds. To the credit of the agent as agent, on the 7th of June, 1830, the balance was \$25,559.62; which sum was greater than all the notes then held by the bank. On the 21st of April, 1831, there was in like manner, on deposit to the credit of the agent, \$26,714.27; which was also greater than all the above mentioned notes held at the time by the bank. The balance to the credit of

the agent, in the early part of 1833, was over \$33,000; and from that time up to 1837, the balance on deposit in the bank to the credit of the University and its agent, as such, varied from about thirty thousand to over forty-two thousand dollars. Now if the interest be allowed on these deposits, which seems to be fair and equitable, and interest charged on the notes, the difference of interest could not be large; and if the profits had been carried to the University fund, the balance of interest would have been in favor of the University; and the debt in 1837 would have been more than paid."

It would seem to be bad management on the part of the State to permit these funds to lie in bank to credit of the University, without taking up the notes due the bank. No individual or corporation would have permitted such a thing. Surely the legislature was blamable for running the risk of losing deposits and profits, (as it is claimed by the majority report) without cancelling the obligations against the University.

The question hinges upon the profits of the bank, whether they were real or only nominal. While in view of the final settlement of the bank's affairs, there may be differences of opinion on this point, there seemed to be only one opinion in 1837, and that was that the bank made large profits and declared dividends of ten per cent. to twelve per cent. on all stocks except that of the University (Bugbee's report). The entire expense of the State government was paid out of these profits for several years after 1836. In the journal of the House of Representatives, 1833-4, we find it recorded that a bill was introduced reciting the fact that the entire net profit of the bank on the 3 per cent. fund had been set apart for public improvements, that the profits on the sixteenth Section fund had been devoted to educational purposes, and praying that a similar liberal policy be pursued with reference to the University and that the entire net profits of the bank made on this fund be set aside for

the use and benefit of the University of Alabama. This bill failed, but it shows clearly enough that, as early as 1833, the friends of the University were convinced that the profits of the bank were more than the 6 per cent. allowed to the University. In 1837, the legislature did finally pass an act placing the University on the same footing with the other two funds named, thus acknowledging the justice of the claim of the friends of the University; but this act came too late to be of any benefit, for the bank went into liquidation soon afterwards, and no share of the profits of the bank was asked for or received, so far as we are aware.

In the flush times prior to 1837, therefore, it seems reasonable to suppose, as was asserted by Col. Bugbee, that the bank did really declare large dividends and realize large profits, and it further does not seem to be an unreasonable supposition, even though the profits on the University fund may not have been the \$108,962 calculated by Col. Bugbee from the date before him in 1846, it was yet enough to offset the \$64,500-\$18,000 of the debt. In other words, \$46,500 does not seem to be an undue proportion for the University to have received as its share of the profits made by the bank on University funds, which by law were made a part of the capital stock of the bank.

Indeed I think the evidence now available goes to show that the notes for \$64,500 held by the bank against the University were more than offset by the cash payment of \$18,000, and the profits made by the bank on University funds over and above the 6 per cent. interest allowed.

No account is taken of the interest on the debt for the reasons above given.

And in this connection we should not lose sight of the following considerations:

The funds of the University were invested in State bank notes in 1823 and later, notwithstanding the fact that the people of the State had refused to subscribe for such stock, though books of subscrip-

tion were kept open during the years 1821-23, at Cahaba, Huntsville, Claiborne, Tuscaloosa, St. Stephens, Courtland, Montgomery, Mobile Blakely and Demopolis, under the act of Dec. 21, 1820. This showed, certainly a lack of confidence in the bank scheme on the part of those who had money, and yet the legislature ordered this trust fund to be so invested.

It would hence appear that the State is barred from claiming any credit for preserving intact the \$300,000 endowment fund, or from withholding any part of the profits of the bank on this fund.

Whether the final settlement of the bank's affairs showed that these profits were real or nominal—they were real enough, if allowed prior to 1837, to have expunged the debt of the University to the bank.

The profits on the three per cent. fund, and on the Sixteenth Section fund were not withheld, and the interests represented by these funds received very substantial benefits from these profits. These funds had interested friends in every part of the State, and there were immediate demands for these profits. The interests of the University, the ward of the State, an important arm of the State government, were not so closely guarded; its friends were not so generally distribute over the State. Can the State allow this great interest to suffer on these accounts?

5. As to the Settlements of 1848-59.—It is true that the two settlements gave to the University all that was at the time claimed—but we must take into account the fact that the University was then only striving to rid itself of the incubus of a debt, and to preserve the declared endowment fund intact. In all the reports and memorials which were made while these matters were pending, it should not be overlooked that the calculations and statements show uniformly a considerable balance which in equity would still be due, but which the University was prepared to relinquished to gain the main thing desired. That these settlements were accepted in good faith by the then

authorities of the University we have recorded proof; that they were even at that time not considered equitable by all friends of the University we have also convincing evidence; that they have been accepted by all, in succeeding years, is negatived by the very existence of the present commission.

Respectfully submitted,

EUGENE A. SMITH.

Montgomery, Ala., Dec. 9, 1898.

A REPLY TO THE MAJORITY REPORT.

To the Committee on Education of the Senate and House of Representatives, Montgomery Alabama:

GENTLEMEN—In substantiation of the claims of the University against the State, we ask your attention to certain points in the two reports of the Debt Commission.

The majority report makes it clear, and please note that there is no dissent on this point, that it was "a part of the original plan for the support of the University" that "all of the proceeds of the lands donated by Congress should be kept undiminished as an interest bearing fund, the buildings to be provided without impairing the corpus." (P. 16, Majority Report.) That "the original expressed purpose was that the whole proceeds of the land, which was some \$382,000.00, should be on interest." (P. 17, Majority Report.) When we recall that through all these years, the State has recognized an indebtedness of only \$300,000.00, whereas this commission unanimously find that notwithstanding relief laws, there actually came into the treasury of the State on account of the sales of these University lands, \$382,715.57. (P. 18, Majority Report.) It is clear that the State should

account to the University, in equity, for the sum of \$82,715.57, with interest.

This granted, that the original plan was that "all of the proceeds of the lands donated by Congress should be kept undiminished as an interest bearing fund," "for the support of the University," how can the second item (the Porter fee) be dismissed so lightly? Can it be maintained that such a disbursement, for rescuing "from confusion and uncertainty, as far as practicable, the accounts and books of the University," (p. 30) was properly classed under the "support of the University?" Who was responsible for the "confusion and uncertainty" in the "accounts and books of the University?" Manifestly the State. Let it be borne in mind that the report to the General Assembly, which called for the election of "a skillful accountant and bookkeeper" was made many years before the University had a treasurer of its own; that up to this time, State officers had entire control of the University's books and accounts. Surely, then, the State should pay, not half only, but the whole of whatever fee was necessary for "bringing up a set of books showing the receipts and disbursements on account of land sales," as the minority report well says in substance.

The State has never recognized the correctness of this expert accountant's figures. No settlement has been based thereon. The University has realized no benefits from his labors. Any fee paid for bringing down this set of books was a diversion of University funds, a diversion without a particle of benefit, service or substance to the University, and that by legislative direction. It is difficult to understand by what process of reasoning the majority could find that "it is not proven that the State would be chargeable" on this account, (P. 8, Majority Report), and yet recommend (this recommendation was embodied, not in the report, but in a separate sheet, signed by the commissioners, that accompanied the report,) that the entire compensation of the Debt Commission be paid by

the State, notwithstanding the joint resolution under which the commission was appointed to the contrary.

On Item 1, the reasoning and conclusion of the minority report appears sound, as against those of the majority. When the resold lands were absolutely forfeited to the University, why should the State, ignoring the purpose of the trustees to make the most out of them, order them revalued and resold to the same purchasers, who had defaulted in their payments without regard to improvements, and then claim as a credit the amount paid on the original contract? Would any individual or corporation manage its own affairs in this manner? If lands should revert to a corporation for unpaid purchase money, and the officers thereof should claim, in accounting for these lands, credit for the amount paid before such forfeitures to the amount of \$63,133.55, it would probably be looked upon as *prima facie* evidence of favoritism or crookedness.

On Item 3, losses on account of profits on State bank stock over 6 per cent., if we accept the view of the majority, these profits were nominal rather than real. Couple with this the unanimous finding that it was the original purpose that all of the proceeds of the lands were to be kept as an interest bearing fund for the support of the University, "the buildings to be provided for without impairing the corpus" thereof, then the debt (balance), loan (of 1866), and appropriation (of 1884), aggregating some \$136,500.00, were strictly in the line of the State's duty. Or, if we accept the reasoning of the minority report, these latter may be considered as offset by the profits on State bank stock.

In the matter of "Compromises and Settlements," it would appear that the State waived any claim in the passage of the joint resolution under which the Debt Commissioners were appointed. The same would seem to be true concerning the claim set up by the majority to the effect that "if the Legislature or the corporation created by it made mistakes in invest-

ments or in legislation, no individual, or class or section has a right to complain." (P. 16.)

In the summary, which follows, we shall give the hardest possible showing that appears equitable from the University's standpoint.

SUMMARY.

1. Part of original proceeds of lands that came into State treasury over and above \$300,000.00 on which interest is paid....	\$ 82,715.57
2. Whole of Porter fee for rescuing books and accounts from confusion.....	20,000.00
3. Loss through resales, minimum as shown by minority report.....	78,330.87
Total.....	\$181,046.44
Interest on same for 65 years at 6 per cent.	706,081.12
Amount in 1899 due above recognized debt or endowment.....	\$887,127.56

This, we repeat, appears to be the hardest possible showing for the University. The first count is drawn from that part of the majority report from which there is no dissent. The second count, the conclusion of the minority report, is clearly deducible from premises laid down by the majority. The third follows the reasoning of the minority report.

If instead of the theory of the majority report to the effect that there were no real profits on State bank stock over and above 6 per cent. we accept the "exceedingly able report, minute in detail and complete in statement" made by Col. Francis Bugbee, in 1843-4, those profits prior to 1837 were \$108,962.00. (See appeal by J. H. Fitts, p. 38.) There appears no good reason why such a report should be discarded or ignored, as was done by the majority. If we accept Col. Bugbee's figures, \$108,962.00, and deduct therefrom the unpaid part of the University's debt to the State

bank, (\$46,500.00, as shown by minority report, p. 35), both as of 1837, compute the interest on the balance to 1866 and deduct from the amount the \$30,000.00 loan to the University (though afterwards canceled) and compute the interest on the remainder till 1884 and deduct the appropriation of \$60,000.00, and compute the amount on the balance to date, all at 6 per cent. per annum, the total on the preceding page will be increased by \$443,808.52, making the total indebtedness of the State to the University at this time \$1,330,936.08, after allowing for the alleged error in the Porter books. If Judge Porter's figures are correct, it can easily be seen that a much larger sum is due, as was shown by the appeal already referred to.

In support of the claims of the University against the State, we respectfully refer to the case of Trustees University Vincennes vs. The State of Indiana, 14 Howard, p. 268, et seq. Andrews & Bro. vs. Jones, 10 Ala., p. 410.

JAMES E. WEBB, Chairman.

WM. RICHARDSON,

Executive Committee Board of Trustees.

TENNENT LOMAX,

Chairman Finance Committee of Board of Trustees.

ROBT. JEMISON,

Class of 1872.

HUGH MORROW,

President Society of Alumni.

PHARES CONWAY,

Advisory Committee, Society of Alumni.

W. S. THORINGTON,

Class of 1865.

SAM. WILL. JOHN,

Class of 1865.

WILLIAM C. FITTS,

J. J. MAYFIELD,

Class of 1888.

JAS. K. POWERS,

Class of 1873.

PRIVILEGE.

Mr. Case arose to a question of personal privilege and submitted the following protest, and asked that it be spread on the Journal :

Mr. President:

I voted in the negative on the passage of Senate bill No. 162, providing for a Constitutional Convention, and in explanation of my position in relation thereto, I ask to have the following spread upon the Journal, in compliance with Section 13 of the Constitution :

I am unalterably opposed to the general provisions of that bill for the following reasons :

1. There was no paragraph or plank incorporated in the Democratic state platform of 1898 favoring a Constitutional Convention, and the will of the people was not ascertained relative to it; but notwithstanding, an issue is now forced upon the people of the State, without their consent at the ballot box, in violation of a privilege not delegated to the representatives of Alabama by the people, without due regard to the expenses to be defrayed by the taxpayers of the State, and dangerous and destructive to a republican form of government. Such a course as that, Mr. President, is contrary to the teachings of our forefathers, who fought and bled upon a thousand fields of battle for Freedom's cause, to establish a republican form of government for us; who said that all men were created equal, and that governments are instituted among men deriving their just powers from the consent of the governed; and when we see an attempt to trample those sacred principles of our forefathers into the dust we should rise up as one man and declare that we are all still Americans.

2. Many leading newspapers of the State favored the General Assembly of Alabama making provisions for a Constitutional Convention without the consent of those to be governed by it, if carried into effect, and

published communications in their columns from those who approve such proceedings, but refused to print articles opposing said Constitutional Convention, claiming that they were not discussing the negative side of the issue. By such proceedings they trampled down the freedom of speech affecting the general interests of our people, and only published in relation thereto, ex parte evidence, asserting such to be the will of the people.

On such assertions as these, Mr. President, not evidence, I refused to vote in favor of the Senate bill No. 162, as I preferred to have the consent of the people, irrespective of party affiliations and in every walk of life, though many of whom be ever so humble. An organic law should be a non-partisan measure; and in framing and adopting such, only sound judgment and unswerving patriotism should guide those who shall have been constituted the agents of such sacred trust, but the proposed Constitution should be by the whole people.

3. In my judgment, there is scarcely a section in the bill constitutional, and as I am sworn to support the organic law of the State, as well as that of the United States, I, therefore, could not support the bill. The bill provides that the representation shall be upon the present basis of population. The only argument introduced upon the Senate floor was that the intention of a Constitutional Convention was to eliminate from politics the Negro. A constitution framed under the organic Federal law, which would disfranchise the Negro, would, also, disqualify hundreds and thousands of white voters. The Fifteenth Amendment to the Constitution of the United States reads as follows: "The right of citizens of the United States to vote shall not be denied or abridged by the United States or by any State on account of race, color, or previous condition of servitude." Nor can the Negro be eliminated from politics, under the Federal Constitution, without lessening our representation; and the only argument—if such be argument—is, that some

other States have done so. But we should bear in mind that two or more violations of the Constitution do not make Constitutional; and we must dare to do our sworn duty, to the end, as we see it. Article 15, Section 2, of the Constitution of the United States reads as follows, to wit: "Representation shall be apportioned among the several States according to their respective numbers, counting the whole number of persons in each State, excluding Indians not taxed. But when the right to vote at any election, for the choice of electors for president and vice-president of the United States, representatives in Congress, the executive and judicial officers of a State, or the members of the Legislature thereof, is denied to any of the male inhabitants of such State, being twenty-one years of age, and citizens of the United States, or in any way abridged, except for participation in rebellion, or other crime, the basis of representation therein shall be reduced in the proportion which the number of such male citizens shall bear to the whole number of male citizens twenty-one years of age in such State."

Should the Negro, in Alabama, be eliminated from politics, to have a white man's government, he should not be counted in the basis of representation, as we see from the proceeding that such a count would be contrary to the Federal Constitution, and would forever keep up a warfare between North and South Alabama; but should he be denied his suffrage at the ballot box, he should be politically dead—dead as the Indian, but could only be made so by the Federal Constitution.

4. But the most obnoxious section in the bill is this: It provides for the adoption of the proposed Constitution by the delegates who shall have framed it. This is not in keeping with the adoption of our State Constitution of 1875, which was referred to the people for ratification after it was framed. Moreover, not to allow it to be ratified by the voters of the State, is contrary to a republican form of government; and in the language of the immortal Jefferson, there is no sen-

tence dearer to the heart of every American, "Governments are instituted among men deriving their just powers from the consent of the governed." Where is there an American, who loves this sentence and a republican form of government, who would be willing for one hundred and thirty-three men—many of whom are politicians, not statesmen—to adopt a constitution, of which he knows nothing, and by which he must be governed, without allowing the people to ratify it?

If there is a privilege upon broad creation which Americans should never delegate to others, it is that sacred and inalienable right of voting for or against an organic law—a law upon which depends the prosperity of a State or the bankruptcy of an industrious and proud people.

We have been taught, Mr. President, that true democracy is a government of, by and for the people; and we have ever held that those grand and glorious principles are as sacred to our bosoms as our own life. But we are now called upon to surrender them to one hundred and thirty-three men—who will be, perhaps, mostly politicians. Shall we delegate to these our birthright of suffrage without a struggle, a solemn warning or a protest? Oh God, forbid! We are told that we are not competent to ratify a Constitution that they make; then, if not, how shall we, by our ballots, select delegates to the proposed Constitutional Convention with any degree of intelligence?

It is truthfully said: "Mankind are more disposed to suffer while evils are sufferable, than to right themselves by abolishing the form to which they are accustomed."

All experience has demonstrated that it is easier to keep the yoke of tyranny off than it is to remove it when once placed upon our necks. Then, how careful we should be to know what may be incorporated in the proposed Constitution before we give our consent to its approval or consent to approve a thing of which we know nothing. "But he that would console him-

self in error, let him cry: 'I am willing to trust one hundred and thirty-three men;'" although they may be the biggest set of demagogues that Alabama ever produced; and, for that reason, Mr. President, as well as for others, I enter my protest against Senate bill No. 162 providing for a Constitutional Convention.

5. There is a growing sentiment among many people, instead of raising the taxes of the whole State, a mere trifle under the present Constitution, for the education of the children in the common schools, to amend the Constitution so as to allow any school district in the State to vote itself any rate of taxes for such purposes it may see proper. Such a course as this would prove to be very unsatisfactory to poor school districts where there are but few, and, in many cases, no large taxpayers, and would inevitably place a heavy burden upon those few taxpayers, which would be unreasonable and unjust; and, yet, the poor and destitute would be uncensured, who are clamoring for the education of their children. Only the cause that would produce such an effect could be censured. On the other hand, towns and cities in which there are located many capitalists and large corporations and school districts through which railroads run, would get the principal amount of such money for educational purposes, leaving the rural school districts almost destitute of such educational aid.

I am opposed, Mr. President, to such an organic law as that would be, and am in favor of raising all the revenue necessary under the present Constitution for such educational purposes, and in support of such faith by my work, I introduced at the first of this session a bill entitled an Act to raise revenues to better support the common schools of this State, which was referred to the Committee of Education, but has never been reported favorably; yet, our State platform pledged us for better public schools, and it is only a dodge, Mr. President, to favor a Constitutional Convention, in order to have them; and I here go on record against the proposed Constitutional

Convention with malice towards none, but to dare to do my duty to the end as I see, regardless of love or affection, reward or hope of reward.

DAVY C. CASE.

It was so ordered.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason, from the Committee on Enrolled Bills, reported the following bills as having been correctly enrolled:

S. 353. To prohibit the sale, giving away, bartering or exchanging, vinous, spirituous or malt liquors or intoxicating bitters or drinks within the limits of Autauga county, and in certain portions of Chambers, Coosa and Elmore counties.

S. 482. To provide for the improvement of the public roads of Marengo county.

S. 368. To confirm the incorporation and organization of the Dayton and Faunsdale Railroad company, and to increase and enlarge its powers.

S. 235. Regulating the office of county superintendent of education in the county of Lawrence.

S. 483. To provide for the working of persons convicted of misdemeanors upon the public roads in Marengo county.

S. 460. To amend Section 4630 of the Criminal Code of Alabama, so far as the same relates to beats Nos. 10 and 11, Bibb county, Alabama.

S. 298. To incorporate the African Methodist Episcopal Zion Church camp-ground in Macon county, and to authorize and empower the trustees to pass and enforce rules and regulations to maintain and preserve good order within one mile of said camp-grounds, and to control its management.

S. 442. To fix the compensation of bailiffs in Montgomery county.

S. 73. To amend Section 3828 of the Code of 1896.

S. 467. For the relief of Floyd Germany and H. T. Estis, disabled Confederate soldiers.

S. 271. For the relief of H. L. Wigglesworth, of Montgomery county.

S. 278. To incorporate the Mobile Tammany society.

S. 364. To amend an Act entitled "An Act to prevent stock from running at large in precincts Nos. 6, 7, 8, 9, 10, 11, 12 and 15, in Cleburne county; and all of precincts Nos. eight (8) and nine (9), and that part of precinct twelve (12), north of the city of Greenville, the Greenville and Pine Apple road and the old Montezuma road, in Butler county, Alabama; and in sections five (5), six (6) and seven (7), township eighteen (18), range nineteen (19), and sections one (1), two (2) and twelve (12), township eighteen (18), range eight (8), making one hundred yards a line west and northwest of the public road, known as the Oxford and Shinbone road, running through section six (6), township eighteen (18), range nine (9), and sections one (1) and two (2), in township eighteen (18), range eight (8), in Clay county, Alabama," approved December 14, 1898.

S. 472. To relieve Graham Edwyn Merchant of the disabilities of non-age.

S. 325. To relieve William A. Marsh, of Sumter county, from the disabilities of non-age.

S. 491. To authorize the Montgomery, Hayneville and Camden Railroad company to increase its capital stock.

S. 465. To authorize the court of county commissioners of Conecuh county to issue bonds for the purpose of erecting a new court house and repair jail of said county at Evergreen, Alabama, and to levy a tax to liquidate the debt to accrue thereby.

S. 475. To provide that all causes of action, both civil and criminal, within the jurisdiction of a circuit court, and arising in beat No. 2, of Barbour county, shall be cognizable, heard and determined by

the circuit court at Eufaula, in said county, and not elsewhere.

S. 250. To repeal subdivision No. 43, of Section 4122, Code of Alabama, (1896), so far as the same applies to the county of Madison, in the State of Alabama.

S. 422. To authorize attorneys at law performing only ministerial duties in any of the courts of Madison county to practice law in the said courts.

S. 461. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters or beverages within six miles of the Northeast Alabama Agricultural School and Experiment Station, located in Albertville, Marshall county.

S. 409. To amend Section 8 of an Act entitled "An Act to constitute the city of Anniston a separate school district and to provide a board of education therefor," approved January 28, 1891.

S. 348. To authorize the court of county commissioners of Tuscaloosa county to purchase the rights, franchises and property pertaining to Foster's Ferry, in said county; to grade the approaches to said ferry; to operate a ferry at or near said place, using boats propelled by steam or other power; to charge tolls; and to issue and sell negotiable bonds not exceeding ten thousand dollars for the purpose of obtaining money to purchase, equip and operate said ferry.

S. 439. To incorporate the Maryland-Alabama Deposit and Trust company.

S. 223. To authorize the court of county commissioners of Elmore county to settle or compromise the claim of the county of Elmore under the will and testament of H. B. Tulane, deceased, late of Elmore county.

S. 396. To authorize the board of mayor and aldermen of Birmingham to assess the costs of improvements heretofore made upon the streets, avenues and

alleys of said city against the attingent property, and to provide for the collection thereof.

S. 426. To incorporate Brierfield Normal Institute, Brierfield, Alabama.

S. 308. To incorporate the town of Hillsboro, in Lawrence county.

SENATE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read, by the secretary, signed the above Senate bills, the titles of which are set out in the foregoing report of the Committee on Enrolled Bills.

RESOLUTION.

By leave Mr. Hall offered the following resolution:

WHEREAS, The United States government on or about the year 1891 did donate and certify to the State of Alabama for the use of the common schools about forty or fifty thousand acres of land, and did also donate and pay over to the State of Alabama a large sum of money, known as the five per cent. fund, being that part of the proceeds from the disposition of the overflowed and swamp lands located in the State of Alabama, and

WHEREAS, Hon. Wm. C. Oats did on or about the 16th day of September, 1896, as governor of the State, did convey by deed to John H. Caldwell about ten thousand acres of said land, and

WHEREAS, One-fourth of the total amount or about 25 per cent. of the amount of five per cent. funds was paid said John M. Caldwell; therefore be it

Resolved, By this Senate that the governor and the State superintendent of education are hereby requested to report to this Senate for the information of the Senate:

First. The exact number of acres of said land, their location and value and character of the same,

whether coal, iron, mineral, agriculture or timber lands.

Second. The amount of said five per cent. fund and the disposition of the same.

Third. The consideration paid by the said John H. Caldwell for the execution of said deed of conveyances and the receipt, if any, of a part of said five per cent. fund, and why it was that such great amount of said lands and such fund was paid said John H. Caldwell, and any other facts or information calculated to throw light and information upon this important matter.

Be it further resolved, That a certified copy of this resolution be sent to his excellency, the governor, and State superintendent of education.

Which was adopted.

MESSAGE FROM THE HOUSE.

Mr. President:

I am directed by the House to invite the Senate in the hall of the House instantler for the purpose of holding a joint convention in accordance with joint resolution heretofore adopted.

MASSEY WILSON,
Clerk.

JOINT CONVENTION FOR ELECTION OF A SUPERNUMERARY JUDGE FOR THE STATE OF ALABAMA.

Pursuant to a joint resolution heretofore concurred in the Senate proceeded to the hall of the House of Representatives, and the joint convention was called to order by the president of the Senate, who directed the secretary of the Senate to call the roll of the Senate.

Whereupon the following senators answered to their names, being a majority of the Senate of Alabama, viz.:

Messrs. President, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, Meador, Moody, Nunnellee, Rather, Stevens, Wiley, Windham—20.

The speaker of the House then directed the clerk of the House to call the roll of the House of Representatives.

Whereupon the following representatives answered to their names, being a majority of the House of Representatives of Alabama, viz.:

Messrs. Speaker, Arrington, Bayles, Box, Brandon, Brown, Bulger, Cannon, Capps, Carson, Cofer, Collier, Dameron, Daves, Davidson, Delchamps, Doster, Edwards, Flewellen, Forrester, Foster, Fuller, Garner, Garrett, George, Gibson, Godbold, Graves, Green, Harris, Haynie, Heflin of Chambers, Heflin of Randolph, Hood, Houston, Hubbard, Huey, Hurt, Jones of Bullock, Jones of Covington, Jones of Lee, Jones of Wilcox, Kelly, Killen, Kyle, Lavretta, Lee, Long, Lyle, Marbut, Mathews, Miller, Mitchell, Moody, McCain, McGuire, McRee, Patterson, Pettus, Poole, Porter, Robinson, Rogers, Rousseau, Sloan, Smith of Baldwin, Smith of Escambia, Spears, Stodghill, Sullivan, Thigpen, Tunstall, Wallace—73.

The president of the Senate then announced that ninety-three members, a majority of the two houses of the General Assembly of Alabama had answered to their names.

Mr. Hubbard placed in nomination the name of Hon. A. H. Alston, of Barbour, for supernumerary judge for the State of Alabama for the term prescribed by law.

Those of the Senate who voted for Mr. Alston are:

Mr. President, Buchanan, Case, Grant, Hall, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, Moody, Nunnellee, Rather, Stevens, Thompson, Wiley, Windham—18.

Mr. Deans of Shelby voted for Hon. W. J. Boykin, of Russell.

The president of the Senate announced that Mr. Alston had received in the Senate eighteen votes and that Mr. Boykin had received one vote.

Those of the House who voted for Mr. Alston are:

Messrs. Speaker, Arrington, Bayles, Box, Brandon, Brown, Bulger, Cannon, Capps, Carson, Cofer, Collier, Dameron, Daves, Davidson, Delchamps, Doster, Edwards, Flewellen, Forrester, Foster, Fuller, Garner, Garrett, George, Gibson, Godbold, Graves, Green, Harris, Haynie, Heflin of Chambers, Heflin of Randolph, Hood, Houston, Hubbard, Huey, Hurt, Jones of Bullock, Jones of Covington, Jones of Lee, Jones of Wilcox, Kelly, Killen, Kyle, Lavretta, Lee, Long, Lyle, Marbut, Mathews, Miller, Mitchell, Moody, McCain, McGuire, McRee, Patterson, Pettus, Poole, Porter, Robinson, Rogers, Rousseau, Sloan, Smith of Baldwin, Smith of Escambia, Spears, Stodghill, Sullivan, Thigpen, Tunstall, Wallace—73.

The speaker of the House then announced that Mr. Alston had received in the House of Representatives seventy-three votes.

The president of the Senate then declared that A. H. Alston having received a majority of all the votes cast, was duly and constitutionally elected supernumerary judge for the term prescribed by law.

The president of the Senate then declared that the purpose of the joint convention of the two houses having been accomplished the joint convention was dissolved.

The Senate then returned to its chamber, and resumed the consideration of the regular order of business.

PRIVILEGED MOTION.

Mr. Lyons moved to call from the Committee on Banking and Insurance,

The bill,

H. 68. To provide for the examination of State banks and bankers,

And put it on the calendar,

And discharged the committee from further consideration of the same.

On motion of Mr. Wiley the motion to recall was laid on the table.

BILLS ON THIRD READING.

The bill,

H. 1164. To regulate the volunteer military forces of the State of Alabama.

Was taken up.

The amendments reported by the committee were severally, adopted, and the bill, as amended,

Was read a third time and passed. Yeas, 18; nays, 6.

Yeas:

Messrs. President, Deans of Shelby, Horton, Jelks, Lee, Lyons, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thompson, Wiley, Windham—18.

Nays:

Messrs. Brown, Buchanan, Deens of Covington, Grant, Hall, Hurst—6.

The bill,

H. 1385. To more effectually secure competent and well qualified jurors for the county of Marengo.

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Buchanan, Case, Deans of Shelby, Grant, Horton, Hurst, Jelks, Jenkins, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Stevens, Windham—18.

The bill,

H. 950. To provide for the payment of certain fees of the solicitor of the city court of Talladega in two felony cases sentenced to the penitentiary in 1897.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Stevens—19.

The bill,

H. 292. To incorporate the Eagle Hook and Ladder company, No. 1, of the city of Demopolis, Marengo county, Alabama.

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Horton, Hurst, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Thomason, Thompson, Wiley, Windham—17.

The bill,

H. 877. To amend an Act to establish a separate school district to be known as the Whatley school district, of Clarke county, Alabama, approved February 18, 1897.

Was read a third time and passed. Yeas. 18; nays, 0.

Yeas:

Messrs. President, Buchanan, Caffee, Case, Deans of Shelby, Grant, Hall, Horton, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Nunnellee, Sowell of Limestone, Stevens, Windham—18.

The bill,

H. 994. To amend an Act approved February 18, 1895, entitled "An Act to authorize the commissioners' court of Tuscaloosa county to establish districts in which stock may be prevented from running at large."

Was read a third time and passed. Yeas. 18; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Matthews,

McCain, Meador, Moody, Moore, Nunnellee, Sowell of Limestone, Stevens, Thomason—18.

The bill,

H. 815. To authorize the court of county commissioners of Perry county to issue bonds of the said county, to an amount not exceeding six thousand dollars, for the purpose of building an iron bridge over the Cahaba river.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Windham—19.

The bill,

H. 1036. To incorporate the Alabama Wage Earners' Mutual Aid association.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Nunnellee, Rather, Sowell of Limestone, Thompson, Windham—19.

The bill,

H. 1102. To amend Sections 3386, 3387, 3389 and 3403 of the Code of 1896.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Grant, Hall, Horton, Jelks, Jenkins, Lee, Matthews, Meador, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Wiley, Windham—20.

The bill,

H. 1103. To amend Sections 1984 and 1985 of the Code of 1896.

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Rather, Wiley, Winnham—21.

The bill,

H. 1132. To amend an Act entitled "An Act to amend the charter of the city of Uniontown, county of Perry, State of Alabama," approved February 16, 1885, and the Acts amendatory thereof.

Was read a third time and passed. Yeas. 20; nays, 0.

Yeas:

Messrs. President, Buchanan, Caffee, Case, Deens of Covington, Hurst, Jelks, Jenkins, Matthews, McCain, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Wiley, Windham—20.

The bill,

H. 1244. To regulate the trial of misdemeanors in Madison county.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Buchanan, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Sowell of Limestone, Thomason, Wiley, Windham—20.

The bill,

H. 824. For the relief of White, Woodruff & Fowler, of the county of Montgomery, Alabama.

Was read a third time and passed. Yeas. 19; nays, 0.

Yeas:

Messrs. President, Buchanan, Case, Deans of Shelby, Grant, Jelks, Lee, Matthews, McCain, Meador, Moody,

Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Wiley, Windham—19.

RECESS.

On motion of Mr. Matthews, at 1 o'clock p. m., the Senate took a recess until 3 o'clock this afternoon.

AFTERNOON SESSION.

The Senate reconvened at 3:30 o'clock and was called to order by the President.

A quorum was present.

JOINT RESOLUTION.

By leave, Mr. McCain offered the following joint resolution, which was adopted:

Resolved, By the Senate, the House concurring, that the doorkeepers of the Senate and the House be and they are hereby required to furnish each Senator and member a copy each of the Civil and Criminal Code of Alabama, which copies they are hereby authorized to retain.

J. A. HURST,
G. B. DEANS,
— MCCAIN,
P. O. STEVENS,
ISAAC GRANT,
T. J. THOMASON,
W. D. JELKS,
S. P. RATHER,
W. G. BROWN,
A. S. LYONS,
A. HORTON,
W. H. MATTHEWS,
A. W. DEANS,
D. C. CASE,
ED. L. PULLEY,

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested:

H. 918. To authorize the court of county commissioners of Shelby county to establish a depository for the public funds of said county.

H. 614. To require all corporations, companies or individuals operating or owning places for storing and weighing cotton in the State of Alabama when a charge is made for such storage or turning out to provide a well bound book in which shall be kept alphabetically arranged, and which shall at all reasonable times be open to the inspection of the public, a record of all baled cotton weighed by them, by whom offered for weighing and for whom weighed, and to provide a penalty for violation thereof.

H. 656. To authorize and empower the commissioners' court of Tuscaloosa county to build and maintain a bridge across the Warrior river at or near Foster's ferry, in the county of Tuscaloosa, to issue bonds not exceeding forty thousand dollars for the purpose of building the same, to make the same a toll bridge and to prescribe and regulate the tolls to be charged therefor and to purchase and condemn the franchises and property known as Foster's ferry, or so much of the same as they may deem best.

H. 1000. To create the town of Heflin, in Cleburne county a separate school district.

H. 1020. To amend subdivision 9 of Section 3911 of the Code of 1896.

H. 1115. To authorize the board of mayor and councilmen of the town of Abbeville to issue and negotiate bonds of said town to an amount not exceeding ten thousand dollars for the purpose of establishing and maintaining a system of water works and fire department and for the purpose of completing and equipping of the Southeast Alabama Agricultural

school building now being erected in said town and providing for the redemption of said bonds with the interest thereon.

H. 817. To prescribe and regulate the trial of misdemeanors.

H. 929. To regulate and fix the times and places for assessing and collecting the taxes of Butler county.

H. 949. To regulate the fine and forfeiture fund of Coffee county and all claims against said funds and requiring all fines and forfeitures to be paid in money.

H. 1114. To create a new charter for the town of Greensboro, Hale county.

H. 1420. To regulate the payment of bailiffs in attendance on the circuit court of Madison county, Alabama.

H. 20. To require passenger trains on railways in this State to stop at certain stations nearest the Court House town of every county in this State and to prescribe who shall establish such stations, and to fix penalties for the violation of such requirements.

H. 182. To provide for the election of superintendent of education by a vote of the people in the county of Jefferson.

H. 200. To amend Section 899 of the Code.

H. 458. For the relief of the Foote & Davies Company.

H. 499. To amend an Act to provide for the more efficient assessment and collection of taxes in the State of Alabama, approved February 3d, 1897.

H. 573. To define the territory of jurisdiction of notaries public and ex officio justices of the peace in Clarke county.

H. 581. To appropriate ten thousand dollars for the repair and improvement of the quarantine plant in lower Mobile bay.

H. 586. To establish a separate school district in Etowah and Marshall counties.

H. 662. To create a separate school district in

DeKalb county, known as the Bethel school district and to provide for the maintenance of the same.

H. 746. To prohibit the manufacturing of vinous, spirituous or malt liquors, or to sell or give away or otherwise dispose of vinous, spirituous or malt liquors or other intoxicating beverages within six miles of Union Hill Baptist church, in beat 17, in Henry county.

H. 826. To amend Section 5052 of the Criminal Code of Alabama.

H. 912. To relieve J. W. Joseph and C. W. Joseph from the payment of a license in Montgomery county Alabama.

H. 1019. To create a separate school district in Monroe county to be known as the Excel school district.

H. 1065. To permit and provide for the legal voters of Limestone county to decide by vote whether or not they will abolish "An Act to create the office of cotton weigher of Limestone county, to provide for filling the same, and to prescribe the duties and compensation thereof," approved February 28, 1889.

H. 1070. To regulate the holding of circuit court in Washington county.

H. 1072. To increase the jurisdiction of justices of the peace in Dallas, Choctaw Cherokee, Sumter, Autauga, Perry, St. Clair, Russell, Barbour, Jackson, Washington, Greene, Morgan and Marengo counties so far as the same relates to Washington county.

H. 1076. To relieve Amariah B. Faust of Dale county, Alabama, of the disabilities of non-age.

H. 1104. To authorize and empower the assistant solicitor employed by the solicitor for Jefferson county to attend upon the sittings of the grand juries of the criminal court of said county, to advise them in relation to matters of law and examine and swear witnesses before them.

H. 1182. To fix the compensation of members of the court of county revenues of Dallas county.

H. 1187. Authorizing the city council of Greenville, Butler county, Alabama, to levy a license tax for the city of Greenville.

H. 1219. To prevent stock running at large in the following described boundaries in beat three (3), Calhoun county, Alabama.

H. 1245. To amend section 4715 of the Code of Alabama.

H. 1256. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, wines, ciders or other intoxicating beverages within six miles of Falkville, Morgan county, Alabama.

H. 1260. To authorize and empower the minor children of W. T. Singley to receive from him receipt to the executor or administrator of the estate of J. A. Singley, deceased, any money or monies due by him as such executor or administrator.

H. 1300. To authorize the commissioners' court of Greene county to divide said county into road precincts and to appoint and employ road overseers to have supervision of the public roads in said county and to direct and prescribe the duties of said overseers and to provide for paying said overseers and to define the duties of such overseers, and to authorize the commissioners' court of Greene county to purchase for said county necessary tools, road machines, implements and plows to be used for repairing, working and improving the public roads in said Greene county, and to provide for the improvement of the public roads in Greene county.

H. 1315. To amend Section 1377 of the Code of Alabama.

H. 1332. To allow magistrates and constables the same fees in Baldwin and Lawrence counties that sheriffs and clerks of the circuit court receive by law for like services.

H. 1376. To establish a separate school district in Barbour county, Alabama, to be known as the Oatston school district.

H. 1358. To prohibit the sale of spiritous, vinous or malt liquors within one mile of the Universalist church near Ariosta in Dale county, Alabama.

H. 1386. To establish a separate school district in Shelby county to be known as the Harpersville school district.

H. 1398. To amend Section 2 of an Act entitled "An act to establish a charter for the city of Vincent in Shelby county, Alabama."

H. 1400. To fix the fees of the judge of probate of Marion county for recording mortgages.

H. 1408. To prevent the purchase of stationery by any of the officers of Cullman county, Alabama, unless the same has been ordered under the order of the commissioners' court or boards of revenue of said county.

H. 648. To establish stock law and prevent stock from running at large in beats four, five, sixteen and twenty, in Marshall county, and to regulate the same in other precincts in said county.

H. 955. To protect the public roads in Choctaw and Washington counties where private individuals cut ditches across the roads for the purpose of draining their farms.

H. 857. To relieve Clara V. Marbury of the disabilities of non-age.

H. 844. To make South Florence beat, in the county of Colbert, a part of Sheffield beat of said county and to provide for the retention of their offices during the present term of the officers of said South Florence beat.

H. 1284. To authorize an election in Limestone county to determine whether or not one hundred thousand dollars (\$100,000.00) worth of bonds shall be issued for the purposes of building pike or macadamized roads in said county and to authorize the issue of said bonds by the commissioners' court, provided a majority of the legal voters voting in said election vote for the bond issue.

H. J. R. Relating to the per diem and mileage of J. R. Daves.

H. 1154. To provide a new charter for the town of Fort Payne, DeKalb county, Alabama.

MASSEY WILSON,

Clerk.

HOUSE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above House bills and joint resolution, the titles of which are set out in the foregoing House message.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason, from the Committee on Enrolled Bills, reported as correctly enrolled the following bills and joint resolution:

S. J. R. Refers to privilege of erecting a statue or monument in the capitol or grounds to Dr. Jerome Cochran, deceased.

S. 170. To cover the cash balance in the State treasury to the credit of the convict fund, into the general fund.

S. 19. To authorize courts of this State exercising equity jurisdiction, to direct the sale of the property and franchises of quasi public corporations, and to define the rights, powers and duties of purchasers thereunder.

S. 34. To regulate the practice in suits upon accounts.

S. 103. To amend Section 1575 of the Code of 1896.

S. 74. To provide for furnishing the offices of United States marshal and clerk with copies of the Code of Alabama, 1896.

S. 276. To enable producers, gatherers and croppers of crude turpentine and manufactured turpentine and rosin to convey the same by mortgage, when produced, gathered, or manufactured within eighteen months from the date of the mortgage.

S. 266. To amend Section 1 of an Act entitled, "An Act to preserve game animals and birds in the counties of Washington, Clarke and DeKalb."

S. 43. To amend Sections 1920, 1921 and 1922 of the Code of 1896.

S. 260. To relieve George Campbell, Marv Campbell and Ella Campbell, of the disabilities of minority.

S. 384. To amend an Act to establish a board of revenue for Barbour county, approved February 18, 1895.

S. 100. To establish a separate school district to be known as the Guntersville school district, in Marshall county, Alabama.

S. 444. For the improvement of roads in Tuscaloosa county.

SENATE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above Senate bills and joint resolution, the titles of which are set out in the foregoing report of the Committee on Enrolled Bills.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bills:

S. 276. To enable producers, gatherers and croppers of crude turpentine and manufactured turpentine and rosin to convey the same by mortgage when produced, gathered within eighteen months from date of mortgage..

S. 328. To amend Section 1086 of the Civil Code of 1896.

S. 19. To authorize courts of this State exercising equity jurisdiction to direct the sale of the property and franchises of quasi public corporations and to define the rights, powers and duties of purchasers thereunder.

S. 160. To amend Section 2774 of the Code of 1896.

S. 429. To authorize the court of county commissioners of Coffee county to issue bonds of said county to an amount not exceeding twenty-five thousand dollars for the purpose of taking up, cancelling and retiring the present outstanding indebtedness of the county.

S. 224. To provide for the payment of certain fees to the sheriff of Elmore county.

S. 334. To amend an Act entitled, "An Act to amend Section 5 of an Act to provide for the holding of the term of the circuit court of the Fifth judicial circuit at Alexander City, in Tallapoosa county and to regulate the same," approved February 13, 1897.

S. 505. To establish a new charter for the town of Pratt City, Jefferson county, Alabama.

S. 346. To prohibit the sale, barter, giving away or otherwise disposing of spirituous, vinous or malt liquors or any intoxicating beverage, cordial, blackberry wine or bitters of any kind within three miles of "Town Creek Normal Institute," in Lawrence county.

S. 305. To establish Fisk school district, in Madison county, Alabama.

And has passed the following House bill and ordered the same sent forthwith to the Senate without engrossment:

H. 852. To provide for the condemnation of lands not to exceed twenty acres in area, to be used for the purpose of establishing pest houses for contagious diseases in Dallas county, Alabama.

And the House has amended as therein shown and as amended has passed the bills:

S. 431. To provide for the manner of drawing jurors for the trial of impeachment proceedings against any member of a court of county commissioners, board of revenue, jury commission or other board charged by law with the duty of drawing petit jurors.

S. 445. To authorize Lawrence county to build macadamized of turn pike roads and to issue bonds of the county to aid in the construction thereof.

S. 75. To create the city of Fruithurst, in Cleburne county, including all the territory within two (2) miles of the school house situated within the corporate limits of said city, a separate school district.

And the House has amended, by way of substitute, and, as amended, has passed the bill,

S. 361. To authorize the board of mayor and councilmen of the city of Cullman, Cullman county, Alabama, to issue and negotiate bonds of said city to an amount not exceeding thirty-five thousand dollars for the purpose of establishing and maintaining of a system of water works, light system and improvement of the streets in said city and regulate the disposition and use of same.

And the House has concurred in the Senate amendments to the House bill,

H. 1164. To regulate the volunteer military forces of the State of Alabama.

MASSEY WILSON,

Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate committees, as follows:

H. 852, to Local Legislation.

The Senate concurred in the House amendment to the Senate bill:

S. 75. To create the city of Fruithurst, in Cleburne county, including all the territory within two (2) miles of the school house situated within the corporate limits of said city, a separate district.

Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Thomason, Thompson—20.

And, also, concurred in the House amendment to the Senate bill:

S. 445. To authorize Lawrence county to build macadamized or turn pike roads and to issue bonds of the county to aid in the construction thereof.

Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Sowell of Walker, Stevens, Thomason, Thompson, Windham—21.

And, also, concurred in the House amendment to the Senate bill:

S. 431. To provide for the manner of drawing jurors for the trial of impeachment proceedings against any member of the court of county commissioners board of revenue, jury commission or other board charged by law with the drawing of petit jurors.

Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Hurst, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Thomason, Windham—22.

And the Senate concurred in the House amendment to the Senate bill :

S. 361. To authorize the board of mayor and councilmen of the city of Cullman, Cullman county, Alabama, to issue and negotiate bonds of said city to an amount not exceeding thirty-five thousand dollars for the establishing and maintaining of a system of water works, light system and improvement of the streets in said city and regulate the disposition and use of the same.

Yeas, 20; nays, 0.

Yeas:

Messrs. Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Thompson, Windham—20.

SPECIAL ORDER.

The Senate next considered the continuing special order, which was the bill:

H. 856. To make appropriations for the ordinary expenses for the executive, legislative and judicial departments of the State, for the interest on the public debt and for the public schools.

Mr. Meador offered three amendments, as follows:

(1) Amending subdivision providing for pay of judges so as to include the supernumerary judge, by striking out 65,000 and inserting 70,000.

(2) Amend Section 1 of the bill by adding subdivision 43.

(3) Also, amend Section 1 of the bill by adding subdivision 44.

All of which were, severally, adopted.

Mr. Thompson offered an amendment to subdivision of Section 1, by striking out 300 and 600, and inserting 600 and 1,200.

Adopted.

Mr. Thompson offered a further amendment to subdivision 9 of Section 1 by making the pay of the clerks in the auditor's office \$1,200 instead of \$1,000.

Which was adopted.

The bill, as amended, was read the third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moore, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Wiley—21.

REPORT OF COMMITTEE OF CONFERENCE.

Mr. Hall, from a conference committee, submitted the following report:

Mr. President:

Your committee on conference on the disagreement of the two houses on Senate bill 464:

To authorize Marshall county to build macadamized or turn pike roads, to build bridges, establish ferries and to issue bonds of the county to aid in the construction thereof.

Beg leave to report as follows:

That Section 2 of this bill to be amended as follows:

After the words "of different portions of Marshall county" insert the words "one of whom shall be a resident citizen of Sand Mountain, south of Hooper and Jaybird beats," "one other to be a citizen south and east of Tennessee river, but not a resident of the above named territory in Sand Mountain," "the other to be a resident citizen of said county, north and west of Tennessee river."

We further recommend that Sections 16, 17, 18 and 19 be stricken out of said bill.

G. J. HALL,
S. P. RATHER,
W. G. BROWN,
On part of Senate.

SMITH MOODY,
J. J. MITCHELL,
A. M. TUNSTALL,
On part of House.

The report was concurred in. Yeas, 20; nays, 0.

Yeas:

Messrs. Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Thompson, Wiley—20.

MESSAGE FROM THE GOVERNOR.

February 21, 1899.

Mr. President:

I am directed by the governor to communicate to the Senate an executive message in writing.

Respectfully,

CHAPPELL CORY,
Private Secretary.

EXECUTIVE SESSION.

On motion of Mr. Jenkins, the Senate went into executive session to consider the message just received from the governor.

After some time spent in executive session it was dissolved and the secretary instructed to spread the result on the Journal and notify the governor of the same.

While in executive session the Senate consented to and confirmed the appointment of A. E. Caffee and Osceola Kyle to be associate railroad commissioners for the term commencing March 1st, 1899.

BILLS ON THIRD READING.

The bill,

H. 1299. To define the jurisdiction of justices of the peace and notaries public who are ex officio justices of the peace of precincts Nos. 5 and 10 in Morgan county and to provide for services of all process from their courts.

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deens of Covington, Grant, Hurst, Lee, Matthews, Moody, Nunnellee, Pulley, Rather, Stevens, Thomason, Thompson—17.

The bill,

H. 1454. To provide for the execution of conveyance by married men whose wives are insane.

Was read a third time and passed. Yeas, 17; nays, 3.

Yeas:

Messrs. Caffee, Case, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Pulley, Rather, Stevens, Thomason—17.

Nays:

Messrs. Hall, Deans of Shelby, Mr. President—3.

The bill,

H. 1053. To establish and maintain a school district known as the Shoal Creek district, in Lauderdale county Alabama.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Thomason, Windham—19.

The bill,

H. 1031. To authorize the court of county commissioners in Limestone, Coffee, Autauga and Shelby counties to establish the boundaries of stock districts wherein hogs, sheep and goats are not permitted to run at large when a majority of the legal voters in the district affected favor the establishment of a new stock district.

Was taken up.

The amendment by the committee striking out Autauga and Shelby counties, was adopted.

The bill as amended was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Wiley, Windham—22.

The bill,

H. 1205. To provide and establish a stock law for Fayette county, Alabama.

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Wiley, Windham—23.

The bill,

H. 1004. To make valid and chargeable against the fine and forfeiture fund of Lamar county, Alabama, certain witness script or witness certificates

issued by the foreman of the grand juries of Lamar county, Alabama, and have said script or witness certificates paid by the treasurer of said county in the order of their registration, and to require the treasurer of said county to receive said script or witness certificates in payment of fines and forfeitures.

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thomason—21.

The bill,

H. 1222. To regulate the trial of misdemeanors in Morgan county.

Was read a third time and passed. Yeas, 26; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Wiley, Windham—26.

The bill,

H. 690. To amend Sections 4 and 31 of an Act entitled "An Act to incorporate the town of Goodwater, in Coosa county, Alabama," approved December 18th, 1894, and to increase the jurisdiction of the mayor and aldermen of said town.

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Wiley, Windham—23.

The bill,

H. 1119. To authorize the board of mayor and councilmen of the city of Cullman, Cullman county, Alabama, to issue and negotiate bonds of said city to an amount not exceeding thirty-five thousand dollars for the establishment and maintaining of a system of water works, light system and improvements of the streets and side walks in said city and to regulate the disposition and use of the same.

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jenkins, Lee, Matthews, McCain, Meador, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Wiley, Windham—23.

The bill,

H. 866. To amend Sections 6, 10, 13, 14, 15 and 17 of an Act entitled, "An Act to establish a new charter for the town of La Fayette, in the county of Chambers," approved February 26, 1881.

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jenkins, Lee, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Wiley, Windham—23.

The bill,

H. 1379. To amend Section 3 of an act to regulate and prescribe the manner of electing county commissioners in the counties of Lamar, Fayette, Marion and Franklin, approved February 18, 1891.

Was read a third time and passed. Yeas. 24; nays, 0.

Yeas:

Messrs. Brown, Buchanan, Caffee, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks,

Jenkins, Lee, Matthews, McCain, Meador, Moody, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Wiley, Windham—24.

The bill,

H. 995. For the relief of A. B. McEachin.

Was read a third time and passed. Yeas, 19; nays, 1.

Yeas:

Messrs. Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Jelks. Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Rather, Stevens, Thompson, Wiley, Windham—19.

Nay: Hurst—1.

The bill,

H. 380. To provide for the republication of certain of the Alabama supreme court reports.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Thomason, Thompson, Windham—22..

The bill,

H. 1320. To incorporate the town of Pickett Springs in the county of Montgomery.

Was read a third time and passed. Yeas. 18; nays, 0.

Yeas:

Messrs. Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Lee, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Thompson, Wiley—18.

The bill,

H. 1396. To authorize the city council of Montgomery to issue bonds for the purpose of borrowing money to construct sanitary sewers in the city of Montgomery.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Moore, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Thompson Wiley—22.

The bill,

H. 742. To amend an Act entitled, "An Act to provide for the better support of the public schools of Escambia county, Alabama, and for levying a special tax within constitutional limits to sustain them," approved December 9, 1896.

Was read a third time and passed. Yeas, 24; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Hall, Hurst, Jelks, Jenkins, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Wiley—24.

The bill,

H. 691. To establish a Reformatory and Industrial school under the name and style of the Alabama Industrial school; to provide for its government; to prescribe what children shall be admitted thereto; and further to provide that certain children shall be sent to and kept therein and to provide mode of ascertaining whether any given child should be committed thereto.

Was read a third time and passed. Yeas, 17; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Jelks, Matthews, Meador, Moody, Moore, Pulley, Sowell of Limestone, Stevens, Thompson—17.

The bill.

H. 1426. To establish a separate school district for the town of Pratt City, Alabama.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deans of Covington, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Rather, Stevens, Thomason—20.

The bill,

H. 418. To incorporate the Birmingham Railway Light and Power Company.

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deans of Covington, Grant, Hall, Horton, Jenkins, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Thompson—21.

The bill,

H. 645. To regulate the fine and forfeiture fund of Calhoun county.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Buchanan, Case, Deans of Shelby, Deans of Covington, Grant, Hall, Horton, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Thomason—19.

The bill,

H. 1373. To establish a text book board for the county of Cleburne and to define its duties and powers.

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby,

Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Windham—21.

The bill,

H. 1452. For the preservation and protection of certain birds in Lee county, Alabama.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Stevens, Thomason, Windham—22.

The bill,

H. 1211. To prohibit the sale, giving away or otherwise disposing of vinous or malt liquors, intoxicating ciders, bitters or beverages or fruits preserved in alcoholic liquors within two miles of the "Florence Tallman Chapel" in Russell county Alabama.

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Hall, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Windham—23.

The bill,

H. 1418. To establish a separate school district in Henry county to be known as the Kinsey school district.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Thomason—19.

The bill,

H. 885. To make each beat (or precinct) in Geneva county, Alabama, a school district.

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brooks, Brown, Case, Deans of Shelby, Deens of Covington, Hall, Horton, Hurst, Jelks, Matthews, McCain, Meador, Moody, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Thompson—21.

The bill,

H. 1360. To authorize the court of county commissioners of De Kalb county to levy a special tax for the purpose of paying the outstanding bonds of said county issued for the purpose of building a court house and of repairing the jail and furnishing the court house of said county with furniture and to pay the interest on said bonds.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Stevens, Thomason, Thompson—22.

The bill,

H. 1445. To incorporate the Valley Head High school in De Kalb county, Alabama.

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Horton, Hurst, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thomason—21.

The bill,
H. 506. To regulate the fees of witnesses in criminal cases in the county of Chilton.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Windham—19.

The bill,

H. 1198. To prohibit hunting on the lands of persons in Shelby county.

Was taken up.

Mr. Deans, of Shelby, offered an amendment, which was adopted.

And the bill, as amended, was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens—20.

The bill,

H. 1402. To repeal an Act entitled, "An Act for the protection of song birds, game fowls and game mammals in the State of Alabama," approved February 8, 1899, so far as it relates to or affects Covington county.

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Lee, Lyons, Matthews, McCain, Meador, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thompson, Windham—21.

The bill,

H. 1447. To require the clerk of the circuit

courts of Conecuh county to perform the duties of clerk of the county court of said county and fixing his fees for such services.

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Deens of Covington, Grant, Hall, Horton, Hurst, Jenkins, Lee, Lyons, Matthews, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Windham—18.

The bill,

H. 1118. To amend Section 2 of an Act entitled, "An Act to establish a new charter for the city of Cullman," approved December 12th, 1890.

Was taken up,

The amendment reported by the committee was, on motion of Mr. Brown, adopted.

And the bill, as amended, was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Case, Hall, Horton, Hurst, Lee, Matthews, McCain, Meador, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Windham—18.

The bill,

H. 500. For the better protection of passengers on railway trains in this State.

Was read a third time and passed. Yeas, 20; Nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Matthews, McCain, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Windham—20.

The bill,

H. 399. To prevent persons from beating their way on railroad trains in this State.

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Windham—21.

The bill,

H. 1384. To amend Section 1 of an Act entitled, "An Act to confer certain powers on the board of control of the Jackson Agricultural College and their successors," approved February 15, 1897.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Nunnellee, Sowell of Limestone, Stevens, Thompson, Windham—19.

The bill,

H. 1241. To create a school district in Clarke county known as the Moncrief school district.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Rather, Sowell of Limestone, Stevens, Thomason—20.

The bill,

H. 1333. To amend an Act entitled, "An Act to establish a charter for the town of Albertville, in Marshall county, Alabama," approved February 18, 1891.

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Wiley—21.

The bill,

H. 1173. To authorize Elijah A. Dennis, Julia R. Dennis and Texas A. Shankles, minors, to sell and convey their lands in De Kalb county, Alabama.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deens of Covington, Grant, Hall, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, Meador, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Windham—19.

The bill,

H. 1250. For the relief of R. U. DuBois, of Hale county, Alabama.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Jelks, Jenkins, Lyons, Matthews, McCain, Meador, Moody, Nunnellee, Pulley, Sowell of Limestone, Thomason, Thompson, Wiley—22.

The bill,

H. 975. To provide for the inspection of the county jails of the State and to elect a jail inspector and to prescribe the duties of such inspector.

Which was ordered to the third reading.

Pending its consideration.

RECESS.

On motion of Mr. Matthews, at 6.20 o'clock, p. m., the Senate took a recess until 8 o'clock this evening.

NIGHT SESSION.

The Senate reconvened at 8 o'clock, p. m., and was called to order by the president.

A quorum was present.

LEAVE OF ABSENCE.

Indefinite leave of absence was granted Mr. Buchanan.

RESOLUTION.

By leave, Mr. Meador offered the following resolution, which was adopted:

Resolved, That when the Senate adjourns to-night that it adjourn to meet at 9.00 o'clock Thursday morning, and that the Revenue Bill be made the special order immediately after the approval of the Journal

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended by way of substitute, and as amended, has concurred in, the Senate joint resolution, providing that the door-keepers of the two Houses furnish the members with Codes.

MASSEY WILSON,

Clerk.

HOUSE MESSAGES.

The Senate concurred in the House amendment to the Senate joint resolution, providing that the door-keepers of the two Houses furnish the members with Codes.

MESSAGE FROM THE HOUSE.

Mr. President:

The speaker of the House, having signed the following House bills, your signature is requested:

H. 1388. To establish a new charter for the town

of Woodlawn, in the county of Jefferson, State of Alabama.

H. 1196. To establish a new charter for the city of Birmingham, Alabama.

H. 1164. To regulate the volunteer Military forces of the State of Alabama.

H. 1385. To more effectually secure competent and well qualified jurors for the county of Marengo.

H. 690. To amend Sections 4 and 31 of an Act entitled, "An Act to incorporate the town of Goodwater, in Coosa county, Alabama," approved December 18th, 1894, and to increase the jurisdiction of the mayor and aldermen of said town.

H. 995. For the relief of A. B. McEachin.

H. 1132. To amend an Act entitled, "An Act to amend the charter of the city of Uniontown, county of Perry, State of Alabama," approved February 16, 1885, and the acts amendatory thereof.

H. 1320. To incorporate the town of Pickett Springs in the county of Montgomery.

H. 994. To amend an Act approved February 18th, 1895, entitled, "An Act to authorize the commissioners' court of Tuscaloosa county to establish districts in which stock may be prevented from running at large.

MASSEY WILLIAMS,
Clerk.

HOUSE BILLS SIGNED.

The president of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the secretary, signed the above House bills, the titles of which are set out in the foregoing House message.

UNFINISHED BUSINESS.

The Senate resumed consideration of the bill,

which was pending at the hour the Senate took recess this evening.

The bill,

H. 975. To provide for the inspection of the county jails of the State and to elect a jail inspector and to prescribe the duties of such inspector.

On motion of Mr. Jelks, the vote by which the bill was ordered to the third reading, was reconsidered.

Mr. Meador offered an amendment, which was adopted.

Mr. Windham offered an amendment, requiring \$5,000 bond to be given.

It was adopted.

Mr. Wiley offered an amendment which was adopted.

Mr. Moody offered an amendment which was adopted.

Mr. Brown offered an amendment which was lost.

Mr. Jenkins offered an amendment which was lost.

Mr. Brown moved to lay the bill and amendments on the table.

Lost. Yeas, 8; nays, 16.

Yeas:

Messrs. Brown, Deens of Covington, Hurst, Matthews, McCain, Thomason, Wiley, Windham—8.

Nays:

Messrs. President, Brooks, Caffee, Case, Deans of Shelby, Grant, Horton, Jelks, Lee, Lyons, Meador, Moody, Moore, Nunnellee, Sowell of Limestone, Stevens, Wiley—16.

The bill, as amended, was read the third time and passed. Yeas, 15; nays, 7.

Yeas:

Messrs. President, Caffee, Case, Deans of Shelby, Grant, Horton, Jelks, Lee, Lyons, Meador, Moody, Moore, Sowell of Limestone, Stevens, Wiley—15.

Nays:

Messrs. Brown, Deens of Covington, Hurst, Matthews, McCain, Thomason, Wiley—7.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bills:

S. 399. To require the tax assessor and tax collector of Cullman county to keep offices open at the court house during the year in lieu of visiting the different precincts of the county to assess and collect taxes.

S. 255. To authorize the board of mayor and aldermen of the town of Pratt City, in Jefferson county, Alabama, to issue and negotiate bonds of said town to an amount not exceeding twenty-five thousand dollars, (\$25,000), for the establishing and maintaining of a system of water works for the fire department and sanitary and domestic uses, and providing for the redemption of said bonds.

S. 359. To establish a separate school district to be known as the Renlap school district in Blount county, Alabama.

S. 484. To prohibit the sale, giving away or otherwise disposing of spiritous, vinous or malt liquors, in Tallapoosa county, outside the incorporated towns in said county.

S. 306. To prevent stock from running at large in Tallapoosa county.

S. 205. To prohibit hunting on the lands of another without the written consent of the owner or the person in charge, north of the line between townships 4 and 5, in Lawrence county, Alabama.

S. 78. To regulate the purchase of stationery and other articles by the officials of Randolph county.

S. 281. To repeal subdivision two (2) of Section 3372 of the Code of 1896 so far as the same relates to Jefferson county.

S. 237. To create a separate school district in the county of Tallapoosa, to be known as "Zion Grove school," and to define the boundaries thereof.

S. 93. To establish Hampton school district in Madison county, Alabama.

S. 393. To vacate and abolish certain parts of Highland, Vine and North Boundary streets, in the town of Montevallo, and to invest the title to such vacated parts of said streets in the board of trustees of the Alabama Industrial School for White Girls.

S. 81. To incorporate the Eagle Hook and Ladder company, No. 1, of the city of Demopolis, Marengo county, Alabama.

S. 1. To incorporate Anniston Normal Industrial and Theological college, at Anniston, Calhoun county, Alabama.

S. 336. To authorize the clerk of the circuit court of Franklin county to index the books of his office.

S. 292. To declare Sipsey and Mulberry rivers navigable streams within certain limits and to prohibit the obstruction of the same.

S. 402. To amend Sections 3949, 3977 and 3978 of the Code of 1896, in so far as they relate to the counties of Jefferson, Mobile, Walker and Montgomery.

S. 382. To abolish the charter of the town of Rose-dale Park, in Jefferson county, Alabama.

And the House has concurred in the Senate amendments to the House bills,

H. 1118. To amend Section 2 of an Act entitled "An Act to establish a new charter for the city of Cullman," approved December 12, 1890.

H. 1198. To prohibit hunting on the lands of persons in Shelby county.

H. 1031. To authorize the courts of county commissioners of Limestone county to establish the boundaries of stock districts wherein hogs, sheep and goats are not permitted to run at large when a majority of the legal voters in the district affected favor the establishment of a new stock district.

And the House has amended as therein shown, and, as amended, has passed the following Senate bills:

S. 342. To provide for the making, working and maintaining the public roads of Blount county, Alabama.

S. 265. To allow the registers in chancery of Clarke Choctaw and Coffee counties compensation for ex officio services.

S. 398. To incorporate Royal Collegiate Institute.

S. 282. To authorize certain officers in the State of Alabama to use in their discretion typewriters in making records in their offices.

S. 484. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors in Tallapoosa county, outside the incorporated towns in said county.

And the House has concurred in the Senate amendments to the House bill,

H. 656. To make appropriations for the executive, legislative and judicial departments of the State for the interest on the public debt and for public schools.

MASSEY WILSON,

Clerk.

HOUSE MESSAGES.

The Senate has non-concurred in the House amendment to

S. 342. To provide for the making, working and maintaining the public roads of Blount county, Alabama,

And asked for a committee of conference on same.

The President of the Senate announced as committee on part of the Senate, Messrs. Brown, McCain and Stevens.

And,

The Senate concurred in the House amendments to Senate bill,

S. 265. To allow the registers in the chancery courts

of Clarke, Choctaw and Coffee counties compensation for ex officio services.

Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Horton, Jelks, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Thompson—20.

And the Senate concurred in the House amendments to Senate bill,

S. 398. To incorporate Royal Collegiate Institute.

Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Hurst, Lee, Matthews, McCain, Meador, Moody, Moore, Rather, Sowell of Limestone, Stevens, Thomason, Windham—19.

And the Senate concurred in the House amendments to Senate bill,

S. 282. The title of which is set out in the foregoing House message.

Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Lee, Lyons, Matthews, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason. Thompson—20.

And the Senate concurred in the House amendment to Senate bill,

S. 484. The title of which is set out in the foregoing House message.

Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Case, Deens of Covington, Grant, Hall, Horton, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Windham—21.

BILLS ON THIRD READING.

The bill,

H. 858. For the relief of the estate of Josiah Marbury, deceased, to allow a final settlement of same, and to change the venue of any proceedings concerning the said estate from Autauga county, Alabama, to Montgomery county, Alabama.

Was read a third time and passed. Yeas. 24; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Deens of Covington, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, **Moody**, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Windham—24.

The bill,

H. 1336. To fix the fees of justices of the peace and constables in the county of Montgomery.

Was read a third time and passed. Yeas, 17; nays 0.

Yeas:

Messrs. President, Brown, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, McCain, Meador, **Moody**, Thomason, Thompson, Wiley, Windham—17.

The bill,

H. 1153. To amend subdivision 35 of Section 4122 of the Code of Alabama.

Was read a third time and passed. Yeas, 20; nays 0.

Yeas:

Messrs. President, Brown, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Jenkins, Matthews, McCain, Meador, **Moody**, Moore, Nunnellee, Thomason, Thompson, Wiley, Windham—20.

The bill

H. 1383. For the relief of W. H. Pruett, judge of probate of Barbour county, Alabama, and to release

him from the payment of the sum of one hundred dollars into the State treasury and two hundred dollars into the county treasury of Barbour county.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Sowell of Limestone, Thomason, Thompson, Wiley, Windham—20.

The bill,

H. 1375. To establish a separate school district in Barbour county, Alabama, to be known as the Corinth school district.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Matthews, McCain, Meador, Moody, Moore, Sowell of Limestone, Stevens, Thomason—20.

The bill,

H. 875. To amend Section 2389 of the Code of 1896.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Thomason, Thompson, Windham—20.

The bill,

H. 1368. To direct the Secretary of State to provide the law library of the University of Alabama with a set of the Acts of the General Assembly of Alabama and with one copy each of the Journals of the House and Senate.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Thompson, Wiley, Windham—20.

The bill,

H. 791. To amend Section two of an Act entitled "An Act to incorporate Peabody camp ground in Calhoun county, and Texas campground in Macon county, and to authorize and empower the trustees, cabin owners and tent holders, to pass and enforce rules and regulations, to maintain and preserve good order within one mile respectively of said campgrounds, and to control its management."

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Sowell of Limestone, Stevens, Thomason, Wiley—20.

The bill,

H. 504. To provide for the payment of the costs of conviction of one John Harden, who was illegally sentenced at the adjourned term, 1898, of the circuit court of Escambia county and payment of costs refused by the convict department of the State by reason of such illegal sentence.

Was read a third time and passed. Yeas, 9; nays, 8.

Yeas:

Messrs. Horton, Jenkins, Lee, Lyons, McCain, Moody, Nunnellee, Thompson, Wiley—9.

Nays:

Messrs. President, Grant, Hurst, Jelks, Matthews, Meador, Stevens, Thomason—8.

The bill,

H. 1444. To amend subdivision four of Section 3911

of the Code of Alabama with reference to the assessment of stock of merchandise.

Was read a third time and passed. Yeas, 20; nays, 2.

Yeas:

Messrs. President, Case, Deans of Shelby, Deens of Covington, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Sowell of Limestone, Wiley, Windham—20.

Nays:

Messrs. Stevens, Thomason—2.

The bill,

H. 42. To prefer the wages of all employees of corporations to every other debt, or claim, against such corporation whenever a receiver is appointed.

Was read a third time and passed. Yeas, 17; nays, 2.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Horton, Lee, Lyons, Matthews, McCain, Moore, Nunnellee, Sowell of Limestone, Stevens, Wiley—17.

Nays:

Messrs. Moody, Thomason—2.

The bill,

H. 1442. To amend an Act entitled "An Act to prohibit the sale, giving away or otherwise disposing of any spirituous, vinous or malt liquors or any intoxicating bitters in beat No. 2, known as Russellville beat in Franklin county,

Was taken up.

The amendment reported by the committee, striking out Guin and Hamilton beats, was adopted,

And the bill, as amended, was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Lee,

Lyons, Matthews, McCain, Meador, Moody, Moore, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Thompson—21.

The bill,

H. 1377. To amend Section 1 of an Act to grant a new charter for the town of Guin, Marion county, Alabama, approved December 14, 1898.

Was read a third time and passed. Yeas, 22; nays 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Sowell of Limestone, Stevens, Thomason, Thompson, Windham—22.

The bill,

H. 1228. To change the name of Amanda J. Knox, of Talladega county, to Amanda J. Childress.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Stevens, Thomason, Windham—22.

The bill,

H. 1060. To authorize the mayor and councilmen of the city of Demopolis to issue bonds of said city for an amount not exceeding twenty-five thousand dollars for the purpose of taking up and refunding the bonds and interest thereon now due and outstanding by said city.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Rather, Sowell of Limestone, Stevens, Thomason—20.

The bill,

H. 510. To make the fees of bonded constables in Marengo and St. Clair counties the same as sheriff's fees, when they perform the same service.

Was taken up.

The amendment reported by the committee was, on motion of Mr. Jelks, tabled,

And the bill was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Sowell of Limestone, Stevens, Thomason, Windham—21.

The bill,

S. 524. To confer additional powers on the trustees of the Alabama Central Female college, located at Tuscaloosa, Alabama,

Was taken up.

The substitute reported by the committee was adopted,

And the bill, as amended, was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Stevens, Thomason, Windham—20.

The bill,

H. 926. To relieve Mat Clinton of the payment of fine and costs in case of State vs. George Banks, convicted in Tuscaloosa county law and equity court.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, McCain, **Moody**, Moore, Nunnellee, Pulley, Rather, Stevens, Thomason, Thompson, Windham—22.

The bill,

H. 1380. To provide for the recovery to the State of lands not legally patented and to settle disputed titles.

Was read a third time and passed. Yeas, 16; nays, 4.

Yeas:

Messrs. President, Case, Hall, Horton, Lee, Lyons, McCain, Meador, Moody, Moore, Nunnellee, Sowell of Limestone, Stevens, Thomason, Thompson, Wiley—16.

Nays:

Messrs. Brown, Deans of Shelby, Hurst, Windham—4.

The bill,

H. 653. To regulate the fees of the sheriff of Perry county, for executing process issued by justices of the peace.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Grant, Horton, Hurst, Jelks, Lee, Lyons, Matthews, Meador, Moody, Moore, Rather, Sowell of Limestone, Stevens, Thomason, Wiley—20.

The bill,

H. 174. To amend Section 3045, (666), (3975) of the Code of Alabama.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deans of Covington, Hall, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Stevens, Thomason, Thompson, Wiley, Windham—22.

The bill,

H. 175. To amend Section 4057 (576) of the Code of Alabama.

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas :

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Hall, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Stevens, Thomason, Thompson, Wiley, Windham—23.

The bill,

H. 1011. To provide for holding an election to decide whether or not the legal voters of beat seven, otherwise known as Pleasant Grove beat, in Limestone county, will repeal an Act entitled "An Act to prohibit the sale, giving away or otherwise disposing of any alcoholic, vinous or malt liquors or other intoxicating drinks or beverages within three (3) miles of Wesley's chapel, in Shoalford beat in Limestone county; also, beats 5, 6 and 7, known, respectively, as Gilbertsboro, Wickham and Pleasant Grove, in West Limestone," approved February 17, 1897, in so far only as the same relates to beat 7, or Pleasant Grove beat.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas :

Messrs. President, Brown, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Lee, Lyons, Matthews, McCain, Meador, Stevens, Thomason, Thompson, Wiley, Windham—20.

The bill,

H. 971. To make appropriation for the expenses of encampment of the Alabama national guards for the years 1899 and 1900.

Was read a third time and passed. Yeas, 17; nays, 4.

Yeas :

Messrs. President, Case, Deans of Shelby, Deens of Covington, Horton, Jelks, Lee, Lyons, Matthews, Meador, Moody, Moore, Nunnellee, Sowell of Limestone, Stevens, Thompson, Wiley, Windham—17.

Nays:

Messrs. Brown, Deens of Covington, Hall, Thomason—4.

The bill,

H. 1410. To relieve Emmet Cooley Peebles, of Limestone county, of the disabilities of non-age.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Sowell of Limestone, Stevens, Thomason, Thompson, Windham—20.

The bill,

H. 642. To amend, ratify and confirm the charter of the town of Kennedy, in Lamar county.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson—22.

The bill,

H. 1017. To relieve clerks of the circuit, county, city and criminal courts from the payment of any sums of money chargeable on account of feed of prisoners in cases in which confessions of judgment for fine and costs were made and such feed bills were not taxed and collected.

Was read a third time and passed. Yeas, 19; nays 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley—19.

The bill,

H. 1430. To create a lien in favor of public ginners in Tallapoosa county and to regulate the enforcement of same.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Thompson, Windham—20

The bill,

H. 1135. To authorize the commissioners' court of Tallapoosa county to borrow twenty-five hundred dollars.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deans of Covington, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moody, Sowell of Limestone, Stevens, Thomason, Thompson, Windham—20.

The bill,

H. 899. To regulate the payment of witnesses in criminal cases in Madison county, Alabama.

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deans of Covington, Grant, Hall, Horton, Jelks, Lee, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Thompson—23.

The bill,

H. 871. To incorporate Taff High School in Cherokee county.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Horton, Hurst, Lee, Matthews, McCain, Meador, Moody, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Wiley—20.

The bill,

H. 868. To provide for the recording of judgments obtained before justices of the peace and notary public, having jurisdiction of a justice of the peace in Chambers and Tallapoosa counties, in this State.

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Windham—21.

The bill,

H. 869. To establish a separate school district at Langdale, in Chambers county, in this State.

Was taken up.

The amendment reported by the committee was adopted.

The bill as amended was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Limestone—20.

The bill,

H. 1281. To incorporate the Cross Keys high school in the town of Cross Keys, Macon county, Alabama.

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Hall, Horton, Hurst, Jelks, Jenkins, Lee,

Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Windham—21.

The bill,

H. 947. To authorize the town of Highland Park, in the county of Montgomery, to hold an election to determine whether bonds in amount not less than five nor more than ten thousand dollars shall be issued by said town for the improvement of the streets and sidewalks therein.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Limestone—20.

The bill,

H. 977. To create a board for the performance of the duties required of the board of revenue of Montgomery county, under Article 7 of Chapter 110 of the Code of Alabama, in reference to assessments on property located within the corporate limits of the city of Montgomery.

Was read a third time and passed. Yeas, 23; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Case, Deans of Shelby, Deens of Covington, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Stevens, Thomason, Thompson—23.

The bill,

H. 1107. To amend as to the counties of Barbour and Montgomery Section 2038 of the Code.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Case, Deans of Shelby, Deens of Covington, Hall, Horton, Hurst, Jelks,

Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Windham—22.

MOTION TO RECONSIDER VOTE.

Mr. Brown moved to reconsider the vote by which the Senate passed,

H. 971. To make appropriation for the expenses of encampment of the Alabama national guards for the years 1899 and 1900.

Mr. Wiley moved to lay Mr. Brown's motion on the table, which was lost.

Yeas, 9; nays, 12.

Yeas:

MESSRS. Case, Jelks, Lee, Lyons, Nunnellee, Sowell of Limestone, Thomason, Wiley, Windham—9.

Nays:

Messrs. President, Brown, Deans of Shelby, Deens of Covington, Hall, Matthews, McCain, Meador, Moody, Moore, Stevens, Thomason—12.

And the motion to reconsider was lost.

Yeas, 9; nays, 11.

Yeas:

Messrs. President, Brown, Deans of Shelby, Deens of Covington, Hall, Matthews, Meador, Stevens, Thomason—9.

Nays:

Messrs. Case, Horton, Jelks, Lee, Lyons, Moody, Moore, Nunnellee, Sowell of Limestone, Thompson, Wiley, Windham—11.

BILLS ON THIRD READING.

The bill,

H. 1235. To abolish the corporation of Fayetteville, Fayette county, Alabama.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Case, Deans of Shelby, Deens of Covington, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Sowell of Limestone—20.

The bill,

H. 1310. To authorize and direct the mayor and council of the town of Greensboro to reimburse W. E. W. Yerby and Lee M. Otts for certain moneys paid out by them for said town.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee—19.

The bill,

H. 1116. To regulate the manner of making contracts by the mayor and council of the city of Cullman in behalf of the city.

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Sowell of Limestone, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Windham—21.

The bill,

H. 1213. To establish a charter for the city of Eastaboga, in Talladega county, Alabama.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Windham—20.

ADJOURNMENT.

At 12.15 o'clock the Senate adjourned until 9 o'clock tomorrow morning.

FIFTIETH DAY.

Thursday, February 23, 1899.

The Senate met pursuant to adjournment.

Prayer by Mr. Grant of the Senate.

Present:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deans of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Wiley, Windham—28.

JOURNAL.

On motion of Mr. Matthews, the reading of the Journal of yesterday was dispensed with, and it was approved.

RESOLUTION.

Mr. Meador offered the following resolution, which was adopted:

Resolved by the Senate, That the House be requested to return instantler to the Senate the bill, H. 856, (the general appropriation bill.)

MESSAGE FROM THE GOVERNOR.

February 23, 1899.

Mr. President:

I am directed by the Governor to communicate to the Senate a message in writing and the accompanying letter from the superintendent of education.

Very respectfully,

CHAPPELL CORY,

Private Secretary.

GOVERNOR'S MESSAGE.

February 23, 1899.

Gentlemen of the Senate:

In response to your resolution making inquiry as to certain transactions with regard to lands and monies derived, received or paid out under a contract between the State and Hon. Jno. H. Caldwell, I have the honor to state that under the Act admitting Alabama into the Union it was provided that 5 per cent. of the net proceeds of public lands in the State sold by Congress after September 1st, 1819, should be paid to the State for the purpose therein mentioned.

After the war there was over half a million dollars of this fund due the State, but payment was resisted by the officials of the Federal government claiming a set off for war taxes against the State.

There was also a claim the State had for sixteenth section lands and swamp overflowed land, which in one way or another the State had been deprived of by the general government. In 1873 the General Assembly authorized the Governor to make a contract to recover the money and lands due the State under these claims, and Governor Cobb made a contract with the Hon. Jno. H. Caldwell. This contract was renewed by Governor O'Neal and again by Governor Seay under

the Act approved February 28, 1887. Under all these contracts Mr. Caldwell was to receive 25 per cent. of **all money and land recovered by him for the State.** So far as I have been able to learn in the brief time afforded me since the delivery of your resolution it appears that there was secured to the State under these contracts 35,395 acres of land. Some of this land was sold by Governor Oates during his term and one-fourth of the proceeds paid to Mr. Caldwell. I am unable, in the limited time at my command, to ascertain whether there was any previous sales. During my term I have sold a small tract of 80 acres, upon which a small amount has been paid and covered into the State treasury; I am now negotiating for the sale of about 1,000 acres at \$12.50 per acre. All these lands are in the mineral districts in Bibb, Jefferson and Walker counties. During Governor Oates' term he partitioned this land with Caldwell, conveying to him one-fourth thereof.

I have endeavored to ascertain the amount of money received by the State and paid into the treasury and to Mr. Caldwell, but, as stated, the limited time at my command now has prevented an accurate investigation. So far as I have been able to learn there has been recovered by the State the net amount of \$13,866.34 and there has been paid to Mr. Caldwell \$4,526.35 in addition to about nine thousand acres of land as hereinbefore stated.

For further information I respectfully invite your attention to the messages of Governor Seay of January 29th, 1889, and November 12th, 1890, and the Acts above referred to.

Respectfully,
JOS. F. JOHNSTON,
Governor.

MONTGOMERY, February 23, 1899.

To the Senate of Alabama:

In reply to your resolution of February 21st, calling

for information concerning money and school lands recovered to the State from the Federal government by Hon. John H. Caldwell, I beg to say that I have examined the report of Governor Joseph F. Johnston, of this date, and find that it sets out all of the information concerning those matters which can be secured in this department on the short notice given.

Had the request been made sooner it would have given me pleasure to furnish a statement in detail of the transactions as shown by the records of this office.

JOHN W. ABERCROMBIE,
Superintendent of Education.

The message was read and was ordered to be spread on the Journal.

HOUSE JOINT RESOLUTION.

The House joint resolution, relative to mileage of Hon. J. J. Delchamps, due at last session of Legislature, was concurred in.

Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Sowell of Limestone, Stevens, Windham—21.

RESOLUTION.

By leave, Mr. Windham offered the following resolution, which was adopted:

WHEREAS, The Hon. R. F. Henry has suffered recently a sad loss in the death of his daughter,

Resolved, That the Senate and House of Representatives of Alabama do hereby express great sympathy with him and his family and trust that the Great Ruler of the universe will sustain and comfort them in this hour of affliction.

MESSAGE FROM THE HOUSE.

Mr. President:

In accordance with request of Senate the House herewith returns H. 856, (general appropriation bill.)

MASSEY WILSON,

Clerk.

HOUSE MESSAGE.

The Senate reconsidered the vote by which it passed the bill,

H. 856. To make appropriations for the ordinary expenses for the executive, legislative and judicial departments of the State, for the interest on the public debt and for public schools.

Also the vote by which it was ordered to a third reading was reconsidered.

Mr. Matthews offered an amendment as subdivisions 45 and 46 to Section 1 of the bill,

Which was adopted,

And the bill, as amended, was read the third time and passed, Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Horton, Jelks, Lee, Lyons, Matthews, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Windham—21.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested.

H. 380. To provide for the republication of certain of the Alabama Supreme Court Reports.

H. 645. To regulate the fine and forfeiture fund of Calhoun county.

H. 742. To amend an Act entitled "An Act to provide for the better support of the public schools of Escambia county, Alabama, and for levying a special tax within constitutional limits to sustain them," approved December 9, 1896.

H. 824. For the relief of White, Woodruff & Fowler, of the county of Montgomery.

H. 1222. To regulate the trial of misdemeanors in Morgan county.

H. 815. To authorize the court of county commissioners of Perry county to issue bonds of said county, to an amount not exceeding six thousand dollars, for the purpose of building an iron bridge over the Cahaba river.

H. 1244. To regulate the trial of misdemeanors in Madison county.

H. 1337. To authorize the county of Elmore to issue and sell bonds of said county to an amount not exceeding forty thousand dollars for the purpose of building a bridge across Kowaliga creek and to purchase the iron bridge across the Coosa river at Wetumpka, in said county.

H. 1338. To empower the Wetumpka Bridge company to sell to Elmore county, and to empower the county of Elmore to purchase the bridge of said Wetumpka Bridge company across the Coosa river, at Wetumpka, together with its right-of-way and appurtenances, to be held and used as a toll bridge for the period of four years from the passage of this Act, and then to be used as a free public bridge.

H. 1445. To incorporate the Valley Head High school in DeKalb county, Alabama.

H. 1426. To establish a separate school district for the town of Pratt City, Alabama.

H. 1205. To provide and establish a stock law for Fayette county, Alabama.

H. 1053. To establish and maintain a school district known as the Shoal Creek district in Lauderdale county, Alabama.

H. 1118. To amend Section 2 of an Act entitled "An Act to establish a new charter for the city of Cullman," approved December 12, 1890.

H. 1198. To prohibit hunting on the lands of persons in Shelby county.

H. 174. To amend Section 3045 (666) (3975) of the Code of Alabama.

H. 175. To amend Section 4057 (576) of the Code of Alabama.

H. 868. To provide for the recording of judgments obtained before justices of the peace and notary public, having jurisdiction of a justice of the peace in Chambers and Tallapoosa counties in this State.

H. 875. To amend Section 2389 of the Code of 1896.

H. 885. To make each beat (or precinct) in Geneva county, Alabama, a school district.

H. 1031. To authorize the courts of county commissioners in Limestone and Coffee counties to establish the boundaries of stock districts wherein hogs, sheep and goats are not permitted to run at large when a majority of the legal voters in the district affected favor the establishment of a new stock district.

H. 1004. To make valid and chargeable against the fine and forfeiture fund of Lamar county, Alabama, certain witness script or witness certificates issued by the foreman of the grand juries of Lamar county, Alabama, and have said script or witness certificates paid by the treasurer of said county in the order of their registration, and to require the treasurer of said county to receive said script or witness certificates in payment of fines and forfeitures.

H. 1060. To authorize the mayor and councilmen of the city of Demopolis to issue bonds of said city for an amount not exceeding twenty-five thousand dollars for the purpose of taking up and refunding the bonds

and interest thereon now due and outstanding by said city.

H. 1102. To amend Sections 3386, 3387, 3389 and 3403 of the Code of 1896.

H. 1116. To regulate the manner of making contracts by the mayor and council of the city of Cullman in behalf of the city.

H. 1153. To amend subdivision 35 of Section 4122 of the Code of Alabama.

H. 871. To incorporate Taff High school in Cherokee county.

H. 877. To amend an Act to establish a separate school district to be known as the Whatley school district of Clarke county, Alabama, approved February 18, 1897.

H. 926. To relieve Mat Clinton of the payment of fine and costs in case of State vs. George Banks, convicted in Tuscaloosa county law and equity court.

H. 950. To provide for the payment of certain fees of the solicitor of the city court of Talladega in two felony cases sentenced to the penitentiary in 1897.

H. 1017. To relieve clerks of the circuit, county, city and criminal courts from the payment of any sums of money chargeable on account of feed of prisoners in cases in which confessions of judgment for fine and costs were made and such feed bills were not taxed and collected.

H. 1119. To authorize the board of mayor and councilmen of the city of Cullman, Cullman county, Alabama, to issue and negotiate bonds of said city to an amount not exceeding thirty-five thousand dollars for the establishing and maintaining of a system of water works, light system and improvements of the streets and sidewalks in said city and regulate the disposition and use of the same.

H. 1107. To amend as to the counties of Barbour and Montgomery Section 2033 of the Code.

H. 42. To prefer the wages of all employees of cor-

December 14, 1898, reported favorably,
read second time.

December 16, 1898, read third time and
passed.

January 25, 1899, signed.

February 4, 1899, approved.

Also—

H. 363. To ratify the incorporation of the town of
Falkville, Morgan county, Alabama, and to
confer additional powers upon the same.

November 30, 1898, read first time, refer-
red to Committee on Corporations.

December 5, 1898, reported favorably, read
second time.

December 12, 1898, read third time and
passed.

December 13, 1898, signed.

December 14, 1898, approved.

By Mr. Kyle—

H. 364. To authorize the holding of adjourned terms
of chancery courts.

January 25, 1899, read first time, referred
to Committee on Judiciary.

February 1, 1899, reported favorably, read
second time.

February 2, 1899, read third time and
passed.

February 4, 1899, signed.

February 4, 1899, approved.

By Mr. Harris—

H. 365. To change the name of the Agricultural and
Mechanical college of Alabama.

December 12, 1898, read first time, refer-
red to Committee on Agriculture.

December 13, 1898, reported favorably,
read second time.

January 25, 1899, read third time and
passed.

H. 1377. To amend Section 1 of an Act to grant a new charter for the town of Guin, Marion county, Alabama, approved December 14, 1898.

H. 1380. To provide for the recovery to the State of lands not legally patented and to settle disputed titles.

H. 1383. For the relief of W. H. Pruett, judge of probate of Barbour county, Alabama, and to release him from the payment of the sum of one hundred dollars into the State treasury and two hundred dollars into the county treasury of Barbour county.

H. 1454. To provide for the execution of conveyance by married men whose wives are insane.

H. 1444. To amend subdivision four of Section 3911 of the Code of Alabama with reference to the assessment of stock of merchandise.

H. 1418. To establish a separate school district in Henry county to be known as the Kinsey school district.

H. 1430. To create a lien in favor of public ginners in Tallapoosa county and to regulate the enforcement of same.

H. 858. For the relief of the estate of Josiah Marbury, deceased, to allow a final settlement of same and to change the venue of any proceedings concerning the said estate from Autauga county, Alabama, to Montgomery county, Alabama.

H. 977. To create a board for the performance of the duties required of the board of revenue of Montgomery county, under Article 7 of Chapter 110 of the Code of Alabama, in reference to assessments on property located within the corporate limits of the city of Montgomery.

H. 1011. To provide for holding an election to decide whether or not the legal voters of beat seven, otherwise known as Pleasant Grove beat, in Limestone county, will repeal an Act entitled "An Act to prohibit the sale, giving away or otherwise disposing of any alcoholic, vinous or malt liquors or other intoxi-

cating drinks or beverages within three (3) miles of Wesley's Chapel in Shoalford beat, in Limestone county; also beats 5, 6 and 7, known, respectively, as Gilbertsboro, Wickham and Pleasant Grove, in West Limestone," approved February 17, 1897, in so far only as the same relates to beat 7, or Pleasant Grove beat.

H. 1213. To establish a charter for the city of Eastaboga, in Talladega county, Alabama.

H. 1281. To incorporate the Cross Keys High school in the town of Cross Keys, Macon county, Alabama.

H. 791. To amend Section 2 of an Act entitled "An Act to incorporate Peaceburg campground, in Calhoun county, and Texas campground, in Macon county, and to authorize and empower the trustees, cabin owners and tent holders, to pass and enforce rules and regulations, to maintain and preserve good order within one mile, respectively, of said campgrounds, and to control its management.

H. 1235. To abolish the corporation of Fayetteville, in Fayette county, Alabama.

H. 1135. To authorize the commissioners' court of Tallapoosa county to borrow twenty-five hundred dollars.

H. 899. To regulate the payment of witnesses in criminal cases in Madison county, Alabama.

H. 1410. To relieve Emmet Cooley Peebles, of Limestone county, of the disabilities of non-age.

H. 1447. To require the clerk of the circuit courts of Conecuh county to perform the duties of clerk of the county court of said county and fixing his fees for such services.

H. 1396. To authorize the city council of Montgomery to issue bonds for the purpose of borrowing money to construct sanitary sewers in the city of Montgomery.

H. 292. To incorporate the Eagle Hook and Ladder company, No. 1, of the city of Demopolis, Marengo county, Alabama.

H. 971. To make appropriation for the expenses of encampment of the Alabama national guards for the years 1899 and 1900.

H. 1299. To define the jurisdiction of justices of the peace and notaries public who are ex officio justices of the peace of precincts Nos. 5 and 10 in Morgan county and to provide for service of all process from their courts.

H. 1360. To authorize the court of county commissioners of DeKalb county to levy a special tax for the purpose of paying the outstanding bonds of said county issued for the purpose of building a court house and of repairing the jail and furnishing the court house of said county with furniture and to pay the interest on said bonds.

H. 1379. To amend Section 3 of an Act to regulate and prescribe the manner of electing county commissioners in the counties of Lamar, Fayette, Marion and Franklin, approved February 18, 1891.

H. 1384. To amend Section 1 of an Act entitled "An Act to confer certain powers on the board of control of the Jackson Agricultural college and their successors," approved February 15, 1897.

H. 1402. To repeal an Act entitled "An Act for the protection of song birds, game fowls and game animals in the State of Alabama," approved February 8, 1899, so far as it relates to or affects Covington county.

H. 1452. For the preservation and protection of certain birds in Lee county, Alabama.

H. 642. To amend, ratify and confirm the charter of the town of Kennedy, in Lamar county.

H. 506. To regulate the fees of witnesses in criminal cases in the county of Chilton.

H. 1103. To amend Sections 1984 and 1985 of the Code of 1896.

H. 1241. To create a school district in Clarke county, known as the Moncrief school district.

H. 1250. For the relief of R. U. DuBois, of Hale county, Alabama.

H. 691. To establish a reformatory and industrial school under the name and style of the Alabama Industrial school for the benefit of orphans and helpless and wayward children; to provide for its government; to prescribe what children shall be admitted thereto; and further, to provide that certain children shall be sent to and kept therein, and to provide mode of ascertaining whether any given child should be committed thereto.

H. 653. To regulate the fees of the sheriff of Perry county for executing process issued by justices of the peace.

H. 866. To amend Sections 6, 10, 13, 14, 15 and 17 of an Act entitled "An Act to establish a new charter for the town of Lafayette, in the county of Chambers," approved February 26, 1881.

H. 1036. To incorporate the Alabama Wage Earners' Mutual Aid association.

H. J. R. Relative to mileage of Hon. J. J. Belchamps.

H. 399. To prevent persons from beating their way on railroad trains in this State.

H. 500. For the better protection of passengers on railway trains in this State.

H. J. R. 897. Memorializing Congress relative to national cattle quarantine line.

MASSEY WILSON,
Clerk.

HOUSE BILLS AND JOINT RESOLUTIONS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the secretary, signed the above House bills and joint resolutions, the titles of which are set out in the foregoing House message.

SPECIAL ORDER.

The Senate next took up the special order for this morning, which was the bill,

H. 935. To amend the revenue laws of the State of Alabama.

Mr. Moore offered an amendment, relative to the time of returning inventory of stock of merchandise.

Mr. Matthews moved to lay the amendment on the table.

Lost.

The amendment was adopted.

Yeas, 12; nays, 8.

Yeas:

Messrs. President, Jelks, Lee, Lyons, McCain, Moody, Moore, Pulley, Sowell of Limestone, Stevens, Thomason, Thompson—12.

Nays:

Messrs. Brown, Buchanan, Deens of Covington, Grant, Horton, Matthews, Meador, Windham—8.

Mr. Matthews offered an amendment to Section 3 to strike out 2,500 and insert 1,250.

Adopted.

Mr. Jelks offered an amendment to strike out in Section 5, second Monday in February, and insert, first regular term in June.

Adopted.

Mr. Sowell, of Limestone, offered an amendment to Section 11, to strike out long distance telephones.

Lost.

Mr. Moore offered an amendment to Section 16, to strike out one per centum, and insert one-half of one per centum, on oil dealers.

Adopted.

Mr. Moody offered an amendment to strike out subdivision 75 to Section 16.

Adopted.

Mr. Lyons offered an amendment as an amendment to Section 4001 of the Code,

Which was ruled out of order.

Mr. Lyons offered an amendment to strike out baseball parks.

Lost.

Also—

S. 459. To amend Section 2406 of the Code of Alabama.

February 7, 1899, read first time, referred to Committee on Public Health.

February 8, 1899, reported favorably, read second time.

By Mr. Moore—

S. 460. To amend Section 4630 of the criminal Code of Alabama, so far as the same relates to beats Nos. 1, 10 and 11, Bibb county, Alabama.

February 7, 1899, read first time, referred to Committee on Corporations.

February 8, 1899, reported favorably, read second time.

February 9, 1899, read third time and passed.

February 20, 1899, House passed.

February 21, 1899, signed, approved.

By Mr. Hall—

S. 461. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors or intoxicating bitters or beverages within six miles the North East Alabama Agricultural school and Experiment Station, located in Albertville, Marshall county, Alabama.

February 7, 1899, read first time, referred to Committee on Temperance.

February 8, 1899, reported favorably, read second time.

February 15, 1899, read third time and passed.

February 20, 1899, House passed.

February 21, 1899, signed, approved.

By Mr. Deans of Shelby—

S. 462. To authorize the county of Elmore to issue

S. 345. To amend Section 2630 of the Code of 1896.

S. 44. To amend Section 2849 of the Code of 1896.

S. 512. For the relief of Dora Ryan, Guy Ryan and Maude Ryan, minors, of Morgan county, Alabama.

S. 518. For the holdings of the regular sessions of the board of revenue of Barbour county alternately at Clayton and Eufaula and to authorize special sessions at either of said towns.

S. 466. To authorize the board of county commissioners of Etowah county to build macadamized or turnpike roads and to issue bonds of the county to aid in the construction thereof.

S. 511. To amend Section thirteen (13) of an Act entitled "An Act to constitute the town of Albertville a separate school district and to provide for the management of the public school of said district," approved February 18, 1897.

S. 216. To repeal so much of the Act entitled "An Act to prohibit the sale, giving away or otherwise disposing of any alcoholic, vinous or malt liquors or other intoxicating drinks or beverages within three miles of Wesley's Chapel in Shoalford beat, also beats 5, 6 and 7, known, respectively, as Gilbertsboro, Wickham and Pleasant Grove, in West Limestone county, and as applies to beats 5, 6 and 7.

And the House has concurred in the Senate amendments to the bill,

H. 856. To make appropriations for the ordinary expenses for the executive, legislative and judicial departments of the State, for the interest on the public debt and for public schools.

H. 521. To take away from certain justices of the peace in Mobile county criminal and quasi criminal jurisdiction.

H. 748. To incorporate the town of Graysville, Jefferson county, Alabama.

And the House has amended, by way of substitute, and as amended, has passed the bill,

S. 525. To authorize an election to be held in Tusca-

loosa and Wilcox counties as to whether the provisions of an Act entitled "An Act to authorize municipal and other subdivisions of the State to buy and sell spirituous, vinous and malt liquors and to further regulate or prohibit the sale of such liquors," approved February, 1899, shall apply to Tuscaloosa and Wilcox counties and to declare the effect of such an election.

MASSEY WILSON,
Clerk.

HOUSE MESSAGE.

The Senate concurred in the House amendment to the bill, S. 525, the title of which is set out in the foregoing House message.

Yeas, 19; nays, 0.

Yeas:

Messrs. Buchanan, Case, Deans of Shelby, Grant, Horton, Hurst, Jenkins, Lee, Matthews, McCain, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Wiley, Windham—19.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason, from the Committee on Enrolled bills, reported as correctly enrolled the following bills and joint resolution:

S. 1. To incorporate Anniston Normal, Industrial, Theological college, at Anniston, Calhoun county, Alabama.

S. 484. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors in Tallapoosa county, outside of incorporated towns in said county.

S. 255. To authorize the board of mayor and aldermen of the town of Pratt City, in Jefferson county, Alabama, to issue and negotiate bonds of said town to an amount not exceeding twenty-five thousand (\$25,000.00) dollars for the establishing and main-

taining of a system of water works for the fire department and sanitary and domestic uses, and provide for the redemption of said bonds.

S. 78. To regulate the purchase of stationery and other articles by the officials of Randolph county.

S. 205. To prohibit hunting on the lands of another without the written consent of the owner or the person in charge north of the line between townships 4 and 5 in Lawrence county, Alabama.

S. 286. To fix the time and regulate the holding of the circuit court of Madison county, Alabama.

S. 345. To amend Section 2630 of the Code of 1896.

S. 305. To establish Fisk school district in Madison county, Alabama.

S. 237. To create a separate school district in the county of Tallapoosa to be known as "Zion Grove school," and to define the boundaries thereof.

S. 346. To prohibit the sale, barter, giving away or otherwise disposing of spirituous, vinous or malt liquors, or any intoxicating beverage, cordial, blackberry wine or bitters of any kind within three miles of "Town Creek Normal institute," in Lawrence county.

S. 261. To repeal subdivision two (2) of Section 3372 of the Code of 1896, so far as the same relates to Jefferson county.

S. 160. To amend Section 2774 of the Code of 1896.

S. 328. To amend Section 1086 of the Civil Code of 1896.

S. 94. To establish the Copeland Creek school district, in Madison county.

S. 196. To amend Section 2038 of the Code of 1896.

S. 464. To authorize Marshall county to build macadamized or turnpike roads, to build bridges, establish ferries, and to issue bonds of the county in the construction thereof.

S. J. R. Relative to furnishing the members of the General Assembly with Codes.

SENATE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the secretary, signed the above Senate bills and joint resolution, the titles of which are set out in the foregoing report of the Committee on Enrolled bills.

MESSAGE FROM THE HOUSE.

Mr. President:

The House non-concurred in the Senate amendments to the House bill:

H. 935. To amend the revenue laws of the State of Alabama.

And requests a committee of conference thereon, composed of three on part of the House and two on part of the Senate.

Committee on part of the House, Messrs. Mitchell, Brandon and Kyle.

MASSEY WILSON,

Clerk.

HOUSE MESSAGES.

The Senate insisted on its amendments to the bill, H. 935, (title above),

And agreed to the request of the House for a committee of conference thereon.

And the president announced as the committee on the part of the Senate, Messrs. Meador, Jelks and Deans, of Shelby.

PRIVILEGE.

Mr. Wilsy arose as to a question of personal privilege.

On behalf of the Senate, in well chosen and elo-

quent words, he presented to the president of the Senate a beautiful souvenir in the form of a handsome silver service, in token of their high regard and esteem, which he gracefully accepted; returning to the Senate his grateful thanks for this evidence of their esteem and confidence.

BILLS ON THIRD READING.

The bill,

H. 1409. For the relief of the heirs of Dennis Washington, deceased, in the matter of the sale by the State of certain lands belonging to said heirs for taxes in Marengo county, Alabama.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deens of Covington, Grant, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather—19.

The bill,

H. 748. To incorporate the town of Graysville, Jefferson county, Alabama.

Was taken up.

The amendment which was reported by the committee was, on motion of Mr. Cunningham, adopted.

The bill, as amended, was read a third time as passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moore, Nunnellee, Thomason, Windham—18.

The bill,

H. 1451. To increase the State revenue of the public schools of the State of Alabama.

The committee on rules reported a rule fixing the hour for the vote to be taken on the passage of the bill at 11.30 today.

Adopted.

Mr. Numeler moved to indefinitely postpone the further consideration of the bill.

On motion of Mr. Brown, the motion was laid on the table.

Yeas, 15; nays, 12.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Hurst, Lee, Matthews, McCain, Sowell of Limestone, Stevens, Thomason—15.

Nays:

Messrs. Horton, Jelks, Jenkins, Lyons, Meador, Moody, Moore, Nunnellee, Rather, Thompson, Wiley, Windham—12.

At 11.30 the bill was read a third time and passed.
Yeas, 15; Nays, 12.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Hurst, Lee, Matthews, McCain, Pulley, Sowell of Limestone, Stevens—15.

Nays:

Messrs. Horton, Jelks, Jenkins, Lyons, Meador, Moody, Moore, Nunnellee, Rather, Thompson, Wiley, Windham—12.

Mr. Thomason in favor, and Mr. Pulley, opposed, were paired.

The bill,

H. 1146. To repeal Sections 4593, 4594, 4595, 4596, 4598 and 4599 of the Code in so far as they relate and apply to the county of Cullman.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Wiley, Windham—22.

The bill,

H. 559. To relieve Walter W. Walker, of Crenshaw county, of the disabilities of non-age.

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lyons, Matthews, McCain, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Windham—21.

The bill,

H. 1342. To relieve Rutledge Davie, of Barbour county, a minor under the age of eighteen years, of the disability of non-age.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jenkins, Lyons, Matthews, McCain, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Wiley, Windham—20.

The bill,

H. 1077. To relieve Daniel Faust, of Dale county, Alabama, of the disabilities of non-age.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Lyons, Matthews, McCain, Meador, Moody, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Windham—22.

The bill,

H. 829. To provide for the payment of certain monies deducted from the salaries of B. F. Wilson, former solicitor of the Seventh Judicial Circuit on

account of his absence from St. Clair Circuit court at the spring term, 1898, thereof.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Stevens, Thomason, Windham—20.

The bill,

H. 1484. To increase the powers of the mayor and council of the city of Cullman, Alabama.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather—22.

The bill,

H. 1255. To incorporate a separate school district in Elmore county to be known as the Tallasse school district.

Was read a third time and passed. Yeas. 24; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Wiley—24.

The bill,

H. 1486. To repeal the prohibition act, approved February 26th, 1887, so far as the same relates to the corporate limits of the town of Georgiana.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Rather, Stevens—22.

The bill,

H. 1238. For the relief of D. J. Long, sheriff of Washington county.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Windham—22.

The bill,

H. 886. To amend Section 4289 of the Code of Alabama.

Was read a third time and passed. Yeas. 18; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Lyons, Matthews, McCain, Nunnellee, Rather, Stevens, Thomason—18.

The bill,

H. 890. To relieve Levi Wesley Smith and Mary Smith, of Hale county, of the disabilities of non-age.

Was read a third time and passed Yeas, 21; nays 0.

Yeas:

Messrs. President, Deans of Shelby, Deens of Covington, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, McCain, Matthews, Meador, Moody, Moore, Rather, Stevens, Thomason, Windham—21.

The bill,

H. 171. For the protection of fish in the Tombigbee, Warrior and Black Warrior rivers, and Mulber-

ry, Locust and Sipsey Forks of the Black river in the State of Alabama.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Rather, Sowell of Limestone, Stevens, Windham—20.

The bill,

H. 1354. To authorize the mayor and aldermen of Birmingham to issue bonds of said city for an amount not exceeding two hundred and sixty-nine thousand and four hundred dollars, for the purpose of paying off, exchanging or refunding the outstanding, past due and unpaid interest coupons of said city due August 13th, 1900, and to issue bonds for the purpose of paying off, exchanging or refunding any of the outstanding bonds of said city.

Was taken up.

Mr. Cunningham, Mr. Matthews presiding, offered a substitute, with a new caption.

Was adopted.

And the bill, as amended, was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Rather—20.

The bill,

H. 1261. To prevent the beating of drums on the public highways or roads in beats Nos. 1, 3 and 10, in Hale county.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst,

Jelks, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather—20.

The bill,

H. 1453. To amend Section 12 of an act to amend the town charter of Georgiana, Butler county, Alabama, approved February 28th, 1887.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Matthews, McCain, Meador, Moody, Thomason, Windham—20.

The bill,

H. 882. To create a separate school district in Franklin county, Alabama, and to define the boundaries thereof.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Sowell of Limestone, Wiley, Windham—20.

The bill,

H. 1214. To incorporate the town of McFall, in Talladega and Calhoun counties, Alabama.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Wiley, Windham—20.

The bill,

H. 250. To levy a license tax, State and county, on all peddlers of tin ware or articles of like kind or character in the county of Marengo.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas :

Messrs. President, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Sowell of Limestone, Stevens—20.

The bill,

H. 1449. To repeal an act to amend an act approved 22d February, 1887, making T. 17, R. 6, East, Perry county, Alabama, a separate school district, said amended act being House bill No. 814.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas :

Messrs. President, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Stevens, Thomason—20.

The bill,

H. 931. To exempt from State and county taxation the grounds and buildings at Bailey Springs, Alabama.

Was read a third time and passed Yeas, 21; nays, 1.

Yeas :

Messrs. President, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Thomason, Thompson, Wiley—21.

Nays :

Mr. Hurst—1.

The bill,

H. 1098. To relieve Philip L. Brown and Marie H. Brown of the disabilities of non-age.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas :

Messrs. President, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins,

Matthews, McCain, Meador, Moody, Moore, Nunnellee, Thompson, Wiley Windham—20.

The bill,

H. 1467. To amend Section 3925 of the Code of Alabama, so far as the same relates to the county of Mobile.

Was read a third time and passed Yeas, 20; nays 0.

Yeas:

Messrs. President, Brown, Buchanan, Deens of Covington, Grant, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Rather, Sowell of Limestone, Stevens, Thomason, Thompson—20.

The bill,

H. 1089. To further regulate the mining of coal in Alabama.

Was taken up.

Pending its consideration

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the report of the committee of conference on the disagreement of the two Houses on the Senate amendments to House bill,

H. 935. To amend the revenue laws of the State of Alabama.

MASSEY WILLIAMS,

Clerk.

CONFERENCE COMMITTEE REPORT.

Mr Meador, from a committee of conference, submitted the following report:

To the President of the Senate:

The undersigned committee of conference, to con-

sider the difference between the two Houses on H. B. 935, beg leave to report as follows:

After considering the matter they recommend—

1st. The adoption of all the Senate amendments,

2d. The adoption of the following additional amendments:

Sec. Be it further enacted, That the dispensaries in each municipality shall pay fifty per cent. of such State and county licenses as were paid by all the saloons in such municipality during the year 1898, payable quarterly, and in no case less than amount paid by one saloon.

Amend Section 11,

1st. By striking out the words "or long distance telephone", where they occur in the third and fourth line thereof; by inserting in line 10, after the word "each," and before the word "company" the word "telegraph;" by inserting in line 16 of said section, after word "lines" the following: "and each long distance telephone company, whose lines within this State do not exceed one hundred miles, shall pay at the rate of fifty cents per mile, and each long distance telephone company, whose lines within this State exceed one hundred miles shall pay two hundred and fifty dollars

Respectfully submitted,

D. MEADOR,

G. B. DEANS,

W. D. JELKS,

On part of the Senate.

J. J. MITCHELL,

W. W. BRANDON,

O. KYLE,

On part of House.

The report was concurred in. Yeas, 22; nay, 1.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deans of Covington, Grant, Hall, Horton, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador,

Moody, Moore, Nunnellee, Pulley, Stevens, Thomason,
Windham—22.

Nay: Mr. Hurst—1.

REPORT FROM COMMITTEE OF CONFERENCE.

Mr. Brown, from a committee of conference, submitted the following report:

Mr. President:

The undersigned committee to which was referred the disagreement of the two Houses on Senate bill 342, recommend that the following amendments to said bill be adopted in lieu of House amendments.

Respectfully,

WILL G. BROWN,
P. O. STEVENS,
JOHN R. MCCAIN,
On part of Senate.

SLOAN,
TUNSTALL,
DAVIS,

On part of House.

Amend Section 1 by striking out "eight" in line 14 and inserting the word "five" in lieu thereof.

Also, by striking out the word "four" in line nineteen and insert in lieu thereof the word "five."

Also, by striking out the word "fifty" cts. in line twenty and inserting "one dollar."

Also, by striking out lines 22, 23, 24 and 25 of said Section.

Amend Section five by striking out the word "one" in line five and insert in lieu thereof the word "two."

Also, by striking out the words "once every four months,"

Also, by striking out "two days," and inserting in lieu thereof "five days each year."

Also by adding to said Section the following:

"Provided, That all persons subject to road duty shall be requirled by the supervisors in their discretion, to work as many days as may be necessary above the number herein prescribed, whenever such extra work may be necessary to remove any obstructions from the roads in said county, or to repair any bridges, culverts or causeways which may render any such road unsafe or impassable, and any supervisor who shall allow any such obstruction to remain in any road, or any such defect in any bridge, causeway or culvert, for more than twenty-four hours, shall be guilty of a misdemeanor and on conviction shall be fined two dollars for each day such obstruction or defect remains.

Amend Section 6 by adding after "one dollar" the words "for himself and,"

Also, by adding after "fifty cents per day" the words "per horse and plow."

Also, amend Section 7 by striking out "three dollars" and inserting "five dollars" in lieu thereof.

The report was concurred in. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deens of Covington, Grant, Hall, Horton, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Windham—22.

RECESS.

At 1.20 o'clock p. m., on motion of Mr. Stevens, the Senate took a recess until 3.30 o'clock this afternoon.

AFTERNOON SESSION.

The Senate reconvened at 3:30 o'clock and was called to order by the President:

A quorum was present.

REPORT OF JOINT COMMITTEE.

Mr. Thompson from the joint committee appointed to examine books in offices of treasurer and auditor, submitted the following report:

Joint committee on part of Senate and House to examine books in offices of treasurer and auditor, beg to submit the following report:

We could not in the limited time allotted to us, make a thorough examination, but as far as we were able to see the books and accounts in both the auditor's and treasurer's offices appeared to be neatly and correctly kept.

Your committee appointed Mr. William Berney to count the cash in the treasury, and he reported that on the 22d day of February, 1899, there was by actual count, five hundred and forty-seven thousand five hundred and forty-three and .02-100 (\$547,543.02) dollars, being seventeen cents more than the amount shown by the books to be on hand.

Respectfully submitted,

CHAS. W. THOMPSON,
F. S. MOODY,
On part of Senate.

WATKINS M. VAUGHN,
E. C. DAMERSON,
On part of House.

The report was received, and was ordered to be spread on the Journal.

REPORT OF THE COMMITTEE ON RULES.

Mr. Matthews, from the Committee on Rules, reported favorably, the House joint resolution memorializing the Federal Congress to establish quarantine and for the protection of public health.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following House bill, as substituted by the Senate bill, S. 524, which was on its first reading.

H. 1487. To amend Section one (1) of an Act entitled "An Act to confer additional powers on the trustees of the Alabama Central Female College, located at Tuscaloosa, Alabama," approved February 18, 1897, and to legalize and validate said board of trustees as now constituted.

And the bill was ordered forthwith to the Senate without engrossment.

MASSEY WILSON,

Clerk.

HOUSE MESSAGE.

The Senate concurred in the House amendment to the Senate bill S. 524.

Yeas, 20; nay, 0.

Yeas:

Messrs. Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Thomason, Windham—20.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested:

H. 521. To take away from certain justices of the peace in Mobile county criminal and quasi criminal jurisdiction.

H. 1146. To repeal Sections 4593 4594, 4595, 4596,

4598 and 4599 of the Code in so far as they relate and apply to the county of Cullman.

H. 1409. For the relief of the heirs of Dennis Washington, deceased, in the matter of the sale by the State of certain lands belonging to said heirs for taxes in Marengo county Alabama.

H.1449. To repeal an act to amend an act approved 22d February, 1887, making T. 17, R. 6, East, Perry county, Alabama, a separate school district, said amended act being House bill No. 814.

H. 1451. To increase the State revenue of the public schools of the State of Alabama.

H. 1255. To incorporate a separate school district in Elmore county to be known as the Tallassee school district.

H. 1077. To relieve Daniel Faust, of Dale county, Alabama, of the disabilities of non-age.

H. 829. To provide for the payment of certain monies deducted from the salary of B. F. Wilson, former solicitor of the 7th judicial circuit, on account of his absence from St. Clair circuit court at the Spring term, 1898, thereof.

H. 882. To create a separate school district in Franklin county, Alabama, and to define the boundaries thereof.

H. 931. To exempt from State and county taxation the grounds and buildings at Bailly Springs.

H. 1342. To relieve Rutledge Davie, of Barbour county a minor under the age of eighteen years, of the disabilities of non-age.

H. 171. For the protection of fish in the Tombigbee, Warrior and Black Warrior rivers, and Mulberry, Locust and Sipsey Forks of the Black Warrior river in the State of Alabama.

H. 559. To relieve Walter W. Walker, of Crenshaw county, of the disabilities of non-age.

H. 1238. For the relief of D. J. Long, sheriff of Washington county.

H. 1261. To prevent the beating of drums on the

public highways or roads in beats Nos. 1, 3 and 10, in Hale county.

H. 1453. To amend Section 12 of an act to amend the town charter of Georgiana, Butler county, Alabama, approved February 28th, 1887.

H. 1467. To amend Section 3925 of the Code of Alabama, so far as the same relates to the county of Mobile.

H. 1484. To increase the powers of the mayor and council of the city of Cullman, Alabama.

H. 1486. To repeal the prohibition act, approved February 26th, 1887, so far as the same relates to the corporate limits of the town of Georgiana.

H. 1214. To incorporate the town of McFall, in Talladega and Calhoun counties, Alabama.

H. 250. To levy a license tax, State and county, on all peddlers of tin ware or articles of like kind or character in the county of Marengo.

H. 890. To relieve Levi Wesley Smith and Mary Smith, of Hale county, of the disabilities of non-age.

H. 1098. To relieve Phillip L. Brown and Marie H. Brown of the disabilities of non-age.

H. 886. To amend Section 4289 of the Code of Alabama.

H. 1354. To authorize the mayor and aldermen of Birmingham to issue bonds of said city for the purpose of paying off, exchanging or refunding the past due and unpaid interest coupons which may accrue by the first day of September, 1900, and to issue bonds for the purpose of paying off, exchanging or refunding any of the outstanding bonds of said city.

H. 1461. To amend an act to incorporate the Southern Lumber Fire Association, of Birmingham, Alabama, and to define its rights and powers and franchises, approved February 14th, 1895.

MASSEY WILSON,

Clerk.

HOUSE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above House bills, the titles of which are set out in the foregoing House message.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason, from the Committee on Enrolled Bills, reported the following bills as having been correctly enrolled:

S. 306. To prevent stock from running at large in Tallapoosa county.

S. 81. To incorporate the Eagle Hook and Ladder Company, No. 1., of the city of Demopolis, Marengo county, Alabama.

S. 399. To require the tax assessor and tax collector of Cullman county to keep open office at the court house during the year, in lieu of visiting the different precincts of the county to assess and collect taxes.

S. 282. To authorize certain officers in the county of Jefferson, in the State of Alabama, to use, in their discretion, typewriters in making records in their office.

S. 359. To establish a separate school district, to be known as the Renlap school district, in Blount county, Alabama.

S. 393. To vacate and abolish certain parts of Highland, Vine and North Boundary streets in the town of Montevallo, and to invest the title to such vacated parts of said streets in the board of trustees of the Alabama Industrial School for White Girls.

S. 336. To authorize the clerk of the circuit court of Franklin county to index the books in his office.

S. 431. To provide for the manner for drawing jurors for the trial of impeachment proceedings

against any member of a court of county commissioners, board of revenue, jury commission, or the boards charged by law with the duty of drawing petit jurors.

S. 490. To amend Section 4007 (537) of the Code of Alabama.

S. 44. To amend Section 2849 of the Code of 1896.

S. 261. To regulate the keeping and paying out of the fund arising from the sale of bonds by the mayor and council of the city of Cullman, and to collect a sum sufficient to pay the interest and principal thereon.

S. 75. To create the city of Fruithurst, in Cleburne county, including all the territory within two miles of the school house situate within the corporate limits of said city, a separate school district, and to create a separate school district in Chambers county, at Lanett, Alabama.

S. 505. To establish a new charter for the town of Pratt City, Jefferson county, Alabama.

S. 292. To declare Sipsey and Mulberry rivers navigable streams in certain limits, and to prohibit the obstruction of the same.

S. 382. To abolish the charter of Rosedale Park, in Jefferson county, Alabama.

S. 402. To amend Sections 3949, 3977 and 3978 of the Code of 1896, in so far as they relate to the counties of Jefferson, Mobile, Walker and Montgomery.

S. 345. To amend Section 2630 of the Code of 1896.

S. 500. To create a separate school district in Midway, Alabama, and provide for the maintenance of schools therein.

S. 262. To establish a new charter for the town of Alexander City, in the county of Tallapoosa.

S. 518. To provide for the holding of the regular session of the board of revenue for Barbour county, alternately at Clayton and Eufaula, and to authorize special sessions at either of said places.

S. 224. To provide for the payment of certain fees to the sheriff of Elmore county.

S. 445. To authorize Lawrence county to build macadamized or turnpike roads and to issue bonds of the county to aid in the construction thereof.

S. 429. To authorize the court of county commissioners of Coffee county to issue bonds of said county to an amount not exceeding twenty-five thousand dollars, for the purpose of taking up, cancelling and retiring the present outstanding indebtedness of said county.

S. 398. An act to incorporate Royal Collegiate Institute.

S. 296. To amend an Act entitled, "An Act to amend Sections 1, 2, 5 and 11 of an Act to incorporate Bienville Water Supply Company," approved February 19th, 1898.

S. 510. To relieve Henry J. Champion, a minor, seventeen years of age, of the disabilities of non-age.

S. 498. An Act to authorize and empower the Decatur Mineral and Land Company, a corporation to list certain lands to the tax collector of Morgan county in acreage.

SENATE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above Senate bills, the titles of which are set out in the foregoing report of the Committee on Enrolled Bills.

UNFINISHED BUSINESS.

The Senate resumed consideration of the bill pending at the hour of recess to-day—

The bill,

H. 1089. To further regulate the mining of coal in Alabama.

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, **Moody**, Moore, Nunnellee, Pulley, Rather, Thomason, Windham—21.

BILLS ON THIRD READING.

The bill,

H. 620. To prevent the trespassing upon the grounds or enclosures in which are located the court houses of the several counties in the State of Alabama.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, **Moody**, Moore, Nunnellee, Rather, Wiley, Windham—22.

H. 1253. To exempt cotton and other agricultural products from taxation in the hands of the producer, or in the hands of the purchaser purchasing the same for prompt shipment.

Was taken up.

Mr. Moore offered an amendment exempting pig iron for one year in warrant yards,

Which was adopted.

The bill, as amended, was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, **Moody**, Moore—18.

The bill,

H. 1461. To amend an act to incorporate the Southern Lumber Fire Association, of Birmingham,

Alabama, and to define its rights and powers and franchise, approved February 14th, 1895.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Windham—20.

The bill,

H. 582. To authorize and require the auditor of the State of Alabama to reimburse R. H. Harris, sheriff of Randolph county, for expenses incurred and services rendered to the State, in the removal of Val T. Taylor, a fugitive from justice.

Was read a third time and passed. Yeas, 16; nays, 5.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Jenkins, Lee, Lyons, Matthews, McCain, Rather, Sowell of Limestone, Thomason, Wiley—16.

Nays:

Messrs. Hurst, Jelks, Meador, Stevens, Windham—5.

The bill,

H. 1030. To authorize the manufacture and sale of wine made from the juice of grapes in quantities of not less than ten gallons by any person in the counties of Lamar, Limestone, Cullman, Sumter, Chilton, Marion and Morgan without taking out a license therefor.

Was taken up.

The amendment reported by the committee was adopted.

The bill, as amended, was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Grant, Hall, Horton, Hurst, Jelks, Jenkins,

Lee, Matthews, McCain, Moody, Stevens, Thomason, Thompson, Wiley, Windham—20.

The bill,

H. 1297. For the relief of Bankers & Merchants Life Association, of Illinois.

Was read a third time and passed. Yeas, 19; nays, 1.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather, Windham—19.

Nay: Mr. Hurst—1.

The bill,

H. 925. To pay from the road fund those who paid by working on the public roads the tax provided in Section 3 of an Act for the improvement of roads and bridges in Tuscaloosa county, approved February 18th, 1897.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Windham—19.

The bill,

H. 1470. For the relief of Alex Rose and to pay him one hundred and fifty dollars earned by him while improperly imprisoned in the State penitentiary.

Was read a third time and passed. Yeas, 15; nays, 2.

Yeas:

Messrs. President, Buchanan, Case, Deens of Covington, Hall, Jelks, Lee, McCain, Moody, Moore, Rather, Stevens, Thomason, Wiley, Windham—15.

Nays:

Messrs. Hurst and Matthews—2.

The bill,

H. 1293. To authorize the commissioners' court of Jefferson county or the board of revenue of Jefferson county, to purchase a bridge from the Palos Coal Company over the Locust Fork of the Warrior river.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Windham—20.

The bill,

H. 982. To fix the compensation of the sheriff of Cleburne county for ex officio services.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Windham—20.

The bill,

H. 993. To establish a separate school district known as the Warren school district.

Was read a third time and passed. Yeas. 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore—20.

The bill,

H. 1064. To change the name of Galesville high school and grant additional powers.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case,

Deans of Shelby, Deens of Covington, Grant, Horton, Jelks, Jenkins, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Stevens, Thomason, Thompson—20.

The bill,

H. 1343. To repeal an act for the protection and preservation of game animals, birds and fishes, and to prevent camp hunting in Franklin county, approved February 4, 1893.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore—20.

The bill,

H. 626. To establish a separate school district in Cherokee county to be known as the Centre school district and provide for the maintenance of the same.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Windham—20.

The bill,

H. 1417. To authorize the court of county commissioners of Conecuh county to establish an additional voting precinct in beat 5, Conecuh county.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Sowell of Limestone, Thomason—20.

The bill,

H. 901. To amend an Act entitled, "An Act for

the preservation of game animals and birds in the counties of St. Clair, Lauderdale, Colbert, Marengo, Jefferson, Pike and Covington," approved February 27th, 1889, so far as the same applies to Marengo county.

Was taken up.

The amendment reported by the committee was laid on the table,

And the bill was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Windham—20.

The bill,

H. 902. To prevent stock from running at large in certain parts of Marengo county, in to wit: Faunsdale precinct.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Windham—19.

The bill,

H. 679. To reduce the per diem of the members of the court of county commissioners, or board of revenue of Choctaw county from three dollars and fifty cents to three dollars.

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Windham—18.

The bill,

H. 972. To amend Section 3927 of the Code of Alabama, relating to fees of assessor, so far as the same relates to Tuscaloosa county.

Was read a third time and passed. Yeas, 19; nays 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Windham—19.

The bill,

H. 872. To provide for the registration and lien of judgment for the payment of money in the courts of justice of the peace, and notary public, with power of justice of the peace in Cherokee, Shelby, Blount, Cleburne and Clay counties, Alabama.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Thomason, Wiley, Windham—20.

The bill,

H. 1249. To declare John George, a liner between the counties of Hale and Perry, a citizen of Hale county.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Windham—20.

The bill,

H. 1324. To amend an act approved February 16th, 1897, entitled an act to amend an act approved February 12th, 1879, entitled "An Act to establish a War-

rior Agricultural district; to provide for the securing of same, and the management of its affairs and to levy taxes for maintaining the same."

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Windham—20.

The bill,

H. 345. To repeal an act to more effectually secure competent and well qualified jurors for the county of Marengo, approved December 9th, 1896.

Was read a third time and passed Yeas, 19; nays 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore—19.

The bill,

H. 1014. To remove the disabilities of non-age of Archibald Moore, of Pike county.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee—20.

The bill,

H. 983. To provide a system of quarantine for this State.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton,

Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee—20.

The bill,

H. 1381. To make valid certain claims against the fine and forfeiture fund of Tuscaloosa county, which have been once registered and lost their place and validity by failure to register again.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee—20.

The bill,

H. 968. To regulate the fees of justices of the peace and notaries public exercising the jurisdiction of justices of the peace in Perry county, Alabama.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore—20.

The bill,

H. 1422. To change the name of Lewis Allen Morgan, Jr., of Perry county, to that of Allen Lewis Morgan.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody—19.

The bill,

H. 637. To grant additional powers to the Eutaw Male and Female High school and to relieve the said

Eutaw Male and Female High School from the payment of taxes so long as the property of said school is used for school purposes.

Was taken up.

The amendment reported by the committee was adopted.

And the bill, as amended, was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee—21.

The bill,

H. 1393. To amend Sections 1065 and 1066 of the Code of 1896 of Alabama.

Was read a third time and passed. Yeas, 19; nays, 1.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Rather—19.

Nay: Mr. Windham—1.

The bill,

H. 1094. To regulate the fine and forfeiture fund of Blount county.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore—19.

The bill,

H. 508. To amend Section 912 of the Code so far as the same applies to the counties of Lamar, Fayette, Marion, Franklin, Greene, Tuscaloosa and Sumter.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas :

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee—20.

The bill,

H. 922. To declare John G. Reynolds, a liner between the counties of Tuscaloosa and Greene, a citizen of Tuscaloosa county.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas :

Messrs. President, Buchanan, Case, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Windham—19.

The bill,

H.1326. To incorporate the Supreme Conclave of the Order of Regents of the White Shield of Alabama.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas :

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore—19.

The bill,

H. 1471. To amend an act to refund amounts paid for the years 1897 and 1898 as vehicle or wagon tax under the provisions of Section 3 of an act for the improvement of roads and bridges in Tuscaloosa county, approved February 18, 1897.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas :

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee—20.

The bill,

H. 393. To amend Section 4583 of the Code of 1896.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore—19.

The bill,

H. 1348. For the relief of C. M. Boyd, ex-sheriff of Macon county.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee—20.

The bill,

H. 1269. To incorporate the Social Reading Club of Birmingham, Alabama.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore—19.

The bill,

H. 367. To prohibit the obstruction of the channel of Valley Creek in Jefferson county.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee—20.

The bill,

H. 1147. To authorize the mayor and board of councilmen of the town of Heflin in Cleburne county to pay one half of all monies received for licenses in said town of Heflin for the sale of liquors, to the board of trustees of the public school of said town.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Windham—20.

The bill,

H. 1042. To prevent the leaving of wells in Perry county, Alabama, unclosed or exposed.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas,

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee—19.

The bill,

H. 517. To prevent the obstruction of drains, creeks, branches, ditches or water courses and to provide for keeping open the same in Perry county.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Thomason—20.

The bill,

H. 1406. To authorize and empower the clerk of the circuit court of Cullman county, Alabama, to issue subpoenas for witnesses before the grand juries

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather—20.

The bill,

H. 615. To authorize the court of county commissioners of Crenshaw county to pay the sheriff of said county for ex-officio services.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Rather—20.

The bill,

H. 923. To remove the disability of non-age of William J. Pierson, a minor under the age of eighteen years.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee—20.

The bill,

H. 1141. To amend Sections 1, 2 and 6 of an act approved February 16, 1891, entitled, "An Act to incorporate the Evergreen Industrial Normal School," so as to read as follows:

Was read a third time and passed. Yeas. 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Windham—20.

The bill,

H. 1283. For the relief of Samuel F. Alston—to authorize and require the treasurer of Tuscaloosa county to pay him certain officers' claims out of fine and forfeiture fund.

Was read a third time and passed. Yeas. 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee—20.

The bill,

H. 889. To incorporate the Jackson Club.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Caffee, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee—20.

The bill,

H. 1083. To fix the time of holding chancery courts in the county of Tuscaloosa.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee—19.

The bill,

H. 497. To require the county commissioners of the county of Jefferson to have prepared and published a complete and accurate map of all public highways and principal streams of said county with accurate mileage of said public highways.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas :

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Windham—20.

The bill,

H. 1181. For the relief of W. T. Robertson, of Montgomery county, Alabama.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas :

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee—20.

The bill,

H. 958. To amend an act entitled, "An Act for the preservation of game in Conecuh county," approved December 11, 1894, and February 13, 1897.

Was read a third time and passed. Yeas. 20; nays, 0.

Yeas :

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Windham—20.

The bill,

H.1437. To incorporate the Leisure Hour club of Birmingham, Alabama.

Was read a third time and passed. Yeas, 19; nays, 0.

Yeas :

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore—19.

The bill,

H. 388. To incorporate the Jefferson Turkish Bath Company.

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Caffee, Case, Deans of Shelby, Deans of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee—21.

The bill,

H. 1472. To confer upon the probate court of Tuscaloosa county jurisdiction of chancery courts in cases for partition and sales of property for partition, division or distribution.

Was read a third time and passed Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deans of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, McCain, Moody, Rather, Sowell of Limestone, Stevens, Thomason, Thompson—21.

The bill,

H. 394. For the better protection of farmers from impure or adulterated fertilizer and to impose a fine for fraud or culpable negligence on the part of any fertilizer company or dealer.

Was read a third time and on motion of Mr. Stevens the further consideration of the bill was indefinitely postponed.

The bill,

H. 883. To incorporate the Russellville High School in Franklin county, Alabama.

Was read a third time and passed. Yeas, 21; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deans of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Sowell of Limestone, Stevens, Windham—21.

The bill,

H. 1335. To regulate the letting of contracts for printing and stationary in the county of Tuscaloosa.

Was read a third time and passed. Yeas, 18; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moore, Sowell of Limestone, Stevens—19.

The bill,

H. 191. To require justices of the peace and notaries public with powers of justices, to make warrants issued by them for the arrest of persons charged with misdemeanors of which they have final jurisdiction returnable before themselves and to try such cases and to prevent other courts taking jurisdiction of such warrants except on appeal.

On motion of Mr. Sowell of Limestone the further consideration of the bill was indefinitely postponed.

The bill,

H. 914. To relieve William P. Munden, Jr., of Perry county, Alabama, a minor twenty years of age, of the disabilities of non-age.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Sowell of Limestone, Stevens—20.

The bill,

H. 621. To amend an act to regulate the amount of fees to be received by witnesses attending court in criminal cases or before the grand jury, or any other criminal proceedings, so far as the same relates to the county of Tuscaloosa, and regulate the payment of such fees, approved February 18th, 1895.

Was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Rather, Sowell of Limestone—20.

The bill,

H. 531. To empower the governor of Alabama to convey eight (8 50-100) and fifty-one hundredths acres of land.

Was read a third time and passed. Yeas. 23; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Sowell of Walker, Stevens—23.

The bill,

H. 1151. To prevent stock running at large in the following described territory: In beat 8 in Calhoun county.

Was read a third time and passed. Yeas, 22; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee, Pulley, Rather, Windham—22.

PRIVILEGE.

The president of the Senate, on the part of and for the Senate, presented to Jno. F. Proctor, the secretary of the Senate, a handsome gold pen as a token of the esteem and appreciation by the Senate of the efficient and prompt and courteous discharge of the

arduous duties of the office of secretary during this session of the Senate.

Mr. Proctor accepted this souvenir in appropriate terms, and returned thanks to the Senate for this evidence of their confidence and esteem.

RECESS.

On motion of Mr. Lee, at 7 o'clock, p. m., the Senate took a recess until 9 o'clock this evening.

NIGHT SESSION.

The Senate reconvened at 9 o'clock, p. m., and was called to order by the President.

A quorum was present.

The Senate resumed consideration of,

BILLS ON THIRD READING.

By leave, Mr. Brown called up the bill,

H. 1074. To relieve Page and Brown of Blount county.

Which was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Deans of Shelby, Grant, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Moody, Nunnellee, Pulley, Rather, Sowell of Limestone, Stevens, Thompson, Windham—20.

By unanimous consent, Mr. Moody called up the bill,

H. 282. To provide for the payment of claims against the fine and forfeiture fund of Tuscaloosa county.

And the amendment reported by the committee was adopted, and the bill, as amended,

Was read a third time and passed. Yeas. 18; nays, 0.

Yeas:

Messrs. President, Brown, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore—18.

By unanimous consent, Mr. McCain called up the bill, H. 1463. To amend an act entitled, "An Act to provide for the extension of stock law in Clay county," approved February 11th, 1897.

Which was read a third time and passed. Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee—20.

RESOLUTION.

By leave Mr. Stevens offered the following resolution:

WHEREAS, The Governor has said he would sign no bills after 12 o'clock to-night, and

WHEREAS, This Senate has already passed more bills than he can possibly sign before that time, therefore be it

Resolved, by the Senate that the Senate pass no more bills to-night.

Which was adopted.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested:

H. 1442. To amend an Act entitled, "An Act to prohibit the sale, giving away or otherwise disposing of any spirituous, vinous or malt liquors or any in-

toxicating bitters in beat No. 2, known as Russellville beat, in Franklin county.

H. 620. To prevent trespass on the grounds or enclosures in which are located the court houses of the several counties in the State of Alabama.

H. 856. To make appropriations for the ordinary expenses for the executive, legislative and judicial departments of the State, for the interest on the public debt and for public schools.

H. 679. To reduce the per diem of the members of the court of county commissioners, or board of revenue of Choctaw county, from three dollars and fifty cents to three dollars.

H. 982. To fix the compensation of the sheriff of Cleburne county for ex-officio services.

H. 1089. To further regulate the mining of coal in Alabama.

H. 925. To pay from the road fund those who paid by working on the public roads the tax provided in Section 3 of an Act for the improvement of roads and bridges in Tuscaloosa county, approved February 18th, 1897.

H. 1297. For the relief of Bankers & Merchants Life Association of Illinois.

H. 582. To authorize and require the auditor of the State of Alabama to reimburse R. H. Harris, sheriff of Randolph county, for expenses incurred and services rendered to the State, in the removal of Val T. Taylor, a fugitive from justice.

H. 1470. For the relief of Alex Rose and to pay him one hundred and fifty dollars earned by him while improperly imprisoned in the State penitentiary.

H. 1293. To authorize the commissioners' court of Jefferson county or the board of revenue of Jefferson county to purchase a bridge from the Palos Coal Company over the Locust Fork of the Warrior river.

H. 508. To amend Section 912 of the Code so far

as the same applies to the counties of Lamar, Fayette, Marion, Franklin, Greene, Tuscaloosa and Sumter.

H. 1064. To change the name of Gaylesville High School and grant additional powers.

H. 1381. To make valid certain claims against the fine and forfeiture fund of Tuscaloosa county, which have been once registered and lost their place and validity by failure to register again.

H. 1422. To change the name of Lewis Allen Morgan, Jr., of Perry county, to that of Allen Lewis Morgan.

H. 1406. To authorize and empower the clerk of the circuit court of Cullman county, Alabama, to issue subpœnas for witnesses before the grand juries of said county.

H. 1249. To declare John George, a liner between the counties of Hale and Perry, a citizen of Hale county.

H. 626. To establish a separate school district in Cherokee county to be known as the Centre school district and provide for the maintenance of the same.

H. 1253. To exempt cotton and other agricultural products and pig iron from taxation in the hands of the producer, or in the hands of the purchaser purchasing the same for prompt shipment.

H. 517. To prevent the obstruction of drains, creeks, branches, ditches or water courses and to provide for keeping open the same in Perry county.

H. 901. To amend an Act entitled, "An Act for the preservation of game animals and birds in the counties of St. Clair, Lauderdale, Colbert, Marengo, Jefferson, Pike and Covington," approved February 27th, 1889, so far as the same applies to Marengo county.

H. 872. To prevent the registration and lien of judgment for the payment of money in the courts of justice of the peace and notary public, with power of justice of the peace, in Cherokee, Shelby, Blount, Cleburne and Clay counties, Alabama.

H. 497. To require the county commissioners of the county of Jefferson to have prepared and published a complete and accurate map of all public highways and principal streams of said county with accurate mileage of said public highways.

H. 958. To amend an act entitled, "An Act for the preservation of game in Conecuh county," approved December 11, 1894, and February 13, 1897.

H. 1151. To prevent stock running at large in the following described territory: In beat 8 in Calhoun county.

H. 1472. To confer upon the probate court of Tuscaloosa county jurisdiction of chancery courts in cases for partition and sales of property for partition, division or distribution.

H. 1283. For the relief of Samuel F. Alston—to authorize and require the treasurer of Tuscaloosa county to pay him certain officers' claims out of fine and forfeiture fund.

H. 1335. To regulate the letting of contracts for printing and stationery in the county of Tuscaloosa.

H. 531. To empower the governor of Alabama to convey eight (8 50-100) and fifty-one hundredths acres of land.

H. 393. To amend Section 4583 of the Code of 1896.

H. 922. To declare John G. Reynolds, a liner between the counties of Tuscaloosa and Green, a citizen of Tuscaloosa county.

H. 1348. For the relief of C. M. Boyd, ex-sheriff of Macon County.

H. 914. To relieve William P. Munden, Jr., of Perry county, Alabama, a minor twenty years of age, of the disabilities of non-age.

H. 1324. To amend an act approved February 16th, 1897, entitled, "An Act to amend an act" approved February 12th, 1879, entitled, "An Act to establish a Warrior Agricultural district; to provide for the securing of same, and the management of its affairs and to levy taxes for maintaining the same."

H. 1147. To authorize the mayor and board of councilmen of the town of Heflin in Cleburne county to pay one-half of all monies received for licenses in said town of Heflin for the sale of liquors to the board of trustees of the public schools of said town.

H. 367. To prohibit the obstruction of the channel of Valley Creek in Jefferson county.

H. 1030. To authorize the manufacture and sale of wine made from the juice of grapes in quantities of not less than ten gallons by any person in the counties of Lamar, Limestone, Cullman, Sumter, Chilton, Marion and Morgan without taking out license therefor.

H. 1471. To amend an act to refund amounts paid for the years 1897 and 1898 as vehicle or wagon tax under the provisions of Section 3 of an act for the improvement of roads and bridges in Tuscaloosa county, approved February 18, 1897.

H. 1014. To remove the disabilities of non-age of Archibald Moore, of Pike county.

H. 883. To incorporate the Russellville High School in Franklin county, Alabama.

H. 1343. To repeal an act for the protection and preservation of game animals, birds and fishes and to prevent camp hunting in Franklin county, approved February 4, 1893.

H. 1417. To authorize the court of county commissioners of Conecuh county to establish an additional voting precinct in beat 5, Conecuh county.

H. 345. To repeal an act to more effectually secure competent and well qualified jurors for the county of Marengo, approved December 9th, 1896.

H. 968. To regulate the fees of justices of the peace and notaries public exercising the jurisdiction of justices of the peace in Perry county, Alabama.

H. 1042. To prevent the leaving of wells in Perry county, Alabama, uninclosed or exposed.

H. 1094. To regulate the fine and forfeiture fund of Blount county.

H. 1269. To incorporate the Social Reading Club, of Birmingham, Alabama.

H. 1437. To incorporate the Leisure Hour Club, of Birmingham, Alabama.

H. 935. To amend the revenue laws of the State of Alabama.

H. 947. To authorize the town of Highland Park, in the county of Montgomery, to hold an election to determine whether bonds in amount not less than five nor more than ten thousand dollars shall be issued by said town for the improvement of the streets and sidewalks therein.

MASSEY WILSON,
Clerk.

HOUSE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above House bills, the titles of which are set out in the foregoing House message.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bills:

S. 510. To relieve Henry J. Champion, a minor seventeen years of age, of the disabilities of non-age.

S. 498. To authorize and empower the Decatur Mineral and Land Company, a corporation, to list certain of its lands to the tax assessor of Morgan county in acreage.

S. 296. To amend an Act entitled, "An Act to amend Sections 1, 5 and 11 of an act to incorporate the Bienville Water Supply Company," approved February 19, 1883.

S. 507. To authorize the city of Birmingham, Al-

abama, the corporate name of which said city is the "Mayor and Aldermen of Birmingham," to establish, purchase, maintain and operate and own gas works for the purpose of supplying said city and other consumers with gas for light and power.

And the House has concurred in the Senate amendments to the bills:

H. 1354. To authorize the mayor and aldermen of Birmingham to issue bonds of said city for an amount not exceeding two hundred and sixty-nine thousand and four hundred dollars, for the purpose of paying off, exchanging or refunding the outstanding, past due and unpaid interest coupons of said city, due August 13, 1900, and to issue bonds for the purpose of paying off, exchanging or refunding any of the outstanding bonds of said city.

H. 1442. To amend an Act entitled, "An Act to prohibit the sale, giving away or otherwise disposing of any spirituous, vinous or malt liquors or intoxicating bitters in beat 2, known as Russellville beat in Franklin county.

H. 1253. To exempt cotton or other agricultural products from taxation in the hands of the producer, or in the hands of the purchaser purchasing the same for prompt shipment.

H. 637. To grant additional powers to the Eutaw Male and Female High School, and to relieve the said Eutaw Male and Female High School from the payment of taxes so long as the property of said school is used for school purposes.

H. 1030. To authorize the manufacture and sale of wine made from the juice of grapes in quantities not less than ten gallons, by any person in the county of Lamar, Limestone, Marion and Morgan without taking out license therefor.

H. 510. To make the fees of bonded constables in Marengo county, the same as sheriff's fees, when they perform the same service.

H. 869. To establish a separate school district in Longdale in Chambers county in this State.

H. 947. To authorize the town of Highland Park, in the county of Montgomery, to hold an election to determine whether bonds in amount not less than five nor more than ten thousand dollars shall be issued by said town for the improvement of the streets and sidewalks therein.

And the House has concurred in the report of the conference committee on the disagreement of the two Houses on the Senate amendments to the bill,

S. 342. To provide for the making, working and maintaining the public roads of Blount county, Alabama.

And the House has adopted the House joint resolution herewith sent relative to relieving the doorkeepers of the House and Senate from liability for Codes.

And has adopted the House resolution herewith sent requesting our Representatives and Senators in Congress to secure the adjustment of the differences between the Federal government and the Methodist Episcopal church, South.

And the House non-concurred in the Senate amendments to the House bill,

H. 975. To provide for the inspection of the county jails of the State and to elect a jail inspector; and to prescribe the duties of such inspector.

And the House has amended by way of substitute, and as amended, has passed the bill,

S. 477. To authorize the commissioners' court of Sumter county to issue bonds for the improvement of certain public roads in said county.

And the House has amended as therein shown, and as amended, has passed the bill,

S. 436. To provide and establish a stock law for Cullman county.

S. 481. To authorize the city of Birmingham, the corporate name of which said city is the mayor and aldermen of Birmingham, to buy, build, erect and own, maintain and operate water-works for the sup-

ply of said city and other consumers with water and to issue and sell or exchange said bonds for said purpose.

MASSEY WILSON,
Clerk.

HOUSE MESSAGES.

The Senate concurred in the House joint resolution relative to relieving the doorkeepers of the House and Senate from liability for Codes.

And the Senate concurred in the House amendment to the Senate bill,

S. 477. To authorize the commissioners' court of Sumter county to issue bonds for the improvement of certain public roads in said county.

Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee—20.

And has concurred in the House amendment to the Senate bill,

S. 436. To provide and establish a stock law for Cullman county.

Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Grant, Hall, Horton, Hurst, Jelks, Jenkins, Lee, Lyons, Matthews, McCain, Meador, Moody, Moore, Nunnellee—20.

And the Senate concurred in the House amendment to the bill, S. 481, (the title of which is set out in the foregoing House message.)

Yeas, 20; nays, 0.

Yeas:

Messrs. President, Brown, Buchanan, Case, Deans of Shelby, Deens of Covington, Lyons, Matthews, Mc-

Cain, Meador, Moody, Moore, Nunnellee, Rather, Sowell of Limestone, Stevens, Thomason, Thompson, Wiley, Windham—20.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason, from the Committee on Enrolled Bills, reported as correctly enrolled, the following bills:

S. 512. For the relief of Dora Ryan, Guy Ryan and Maude Ryan, minors, of Morgan county.

S. 216. To repeal so much of the Act entitled, "An Act to prohibit the sale, giving away or otherwise disposing of any alcoholic, vinous or malt liquors or other intoxicating drinks or beverages within three miles of Wesley Chapel in Shoalford beat, also beats 5, 6 and 7, known respectively as Gilbertsboro, Wickham and Pleasant Grove, in West Limestone county, as applies to beats 5, 6 and 7.

S. 525. To authorize an election to be held in Wilcox county as to whether the provisions of an act to authorize municipal and other sub-divisions of the State to buy and sell spiritous, vinous, and malt liquors, and to further regulate or prohibit the sale of such liquors, approved February 18th, 1899, shall apply to Wilcox county and to declare the effect of such election.

S. 265. To allow registers in chancery of Mobile, Elmore and Coffee counties, compensation for ex-officio services.

SENATE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary, signed the above Senate bills, the titles of which are set out in the report of the Committee on Enrolled Bills.

RESOLUTIONS.

By leave, Mr. Moody offered the following resolution, which was adopted:

Resolved, By the Senate, that the doorkeeper is hereby instructed to have the picture of Mr. Jefferson Davis placed in a firm and substantial manner on the wall of the Senate Chamber and over the president's desk.

Mr. Grant also offered a resolution returning thanks to the Mobile Register for its courtesy to the Senate during the session by furnishing the Daily Register to the Senators free of charge.

MESSAGE FROM THE GOVERNOR.

February 23d, 1899.

Mr. President:

I am directed by the governor to communicate to the Senate an executive message in writing.

Very Respectfully,

H. B. MAY,
Rec. Secty.

GOVERNOR'S MESSAGE.

February 23d, 1899.

I hereby nominate for your consideration and confirmation, to be directors of the Alabama Industrial School for the benefit of Orphans, Helpless and Wayward Children, Mrs. Robert D. Johnston, Mrs. Evelyn Fitzpatrick, Mrs. Erwin Craighead, Mrs. T. G. Bush, Mrs. S. D. Cole, Mrs. Geo. B. Eager and Mrs. Converse.

Respectfully,
JOS. F. JOHNSTON,
Governor.

EXECUTIVE MESSAGE.

The president announced that the message from the governor required executive session.

On motion of Mr. Moody the Senate then went into executive session.

After some time spent therein the session was dissolved, and the secretary was instructed to spread the result on the Journal and inform the governor of the result.

While in executive session the Senate consented to and confirmed the appointments by the governor, as directors of the Alabama Industrial School for the benefit of Orphans, Helpless and Wayward Children. Mrs. Robert. D. Johnston, Mrs. Evelyn Fitzpatrick, Mrs. Erwin Craighead, Mrs. T. G. Bush, Mrs. S. D. Cole, Mrs. George. B. Eager and Mrs. Converse.

And the House has concurred in the Senate amendments to the bill,

H. 282. To provide for the payment of claims against the fine and forfeiture fund of Tuscaloosa county.

The House has adopted the House joint resolution herewith sent to appoint a committee to wait on the governor to ascertain if he has any further communications.

Committee on part of the House, Messrs. McQueen, Heflin of Chambers, Flewellen, Brandon and Pettus.

MASSEY WILSON,
Clerk.

HOUSE MESSAGE.

The Senate concurred in the House joint resolution raising a joint committee to wait on the Governor,

And the President appointed Messrs. Moody and Hurst.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature is requested:

H. 902. To prevent stock from running at large in certain parts of Marengo county, in to wit: Faunsdale precinct.

H. 923. To remove the disabilities of non-age of William J. Pearson, a minor under the age of eighteen years.

H. 1083. To fix the time of holding chancery courts in the county of Tuscaloosa.

H. 1326. To incorporate the Supreme Conclave of the Order of Regents of the White Shield of Alabama.

H. 1181. For the relief of W. T. Robertson, of Montgomery county, Alabama.

H. 972. To amend Section 3927 of the Code of Alabama, relating to fees of assessor so far as the same relates to Tuscaloosa county.

H. 615. To authorize the court of county commissioners of Crenshaw county to pay the sheriff of said county for ex-officio services.

H. 1014. To remove the disabilities of non-age of Archibald Moore of Pike county.

H. 637. To grant additional powers to the Eutaw Male and Female High School and to relieve the said Eutaw Male and Female High School from the payment of taxes so long as the property of said school is used for school purposes.

H. 889. To incorporate the Jackson Club.

H. 478. To incorporate the town of Graysville, Jefferson county, Alabama.

H. 869. To establish a separate school district at Langdale, in Chambers county, in this State.

H. 388. To incorporate the Jefferson Turkish Bath Company.

H. 621. To amend an act to regulate the amount of fees to be received by witnesses attending court in criminal cases or before the grand jury, or any other criminal proceedings, so far as the same relates to the county of Tuscaloosa, and regulate the payment of such fees, approved February 18th, 1895.

H. 1094. To regulate the fine and forfeiture fund of Blount county.

H. 1141. To amend Section 1, 2 and 6 of an act approved February 16, 1891, entitled, "An Act to incorporate the Evergreen Industrial School."

H. 1487. To amend Section 1 of an Act entitled, "An Act to confer additional powers on the trustees of the Alabama Central Female College, located at Tuscaloosa, Alabama," approved February 18, 1897, and to legalize and validate said board of trustees as now constituted.

H. 282. To provide for the payment of claims against the fine and forfeiture fund of Tuscaloosa county.

H. 510. To make the fees of bonded constables in Marengo and St. Clair counties the same as sheriff fees when they perform the same service.

H. J. R. Relative to public health.

H. 1463. To amend an Act entitled, "An Act to provide for the extension of stock law in Clay county, approved February 11th, 1897.

H. 983. To provide a system of quarantine for this State.

H. 1074. To relieve Page and Brown of Blount county.

H. 1393. To amend Sections 1065 and 1066 (of the Code of 1896) of Alabama.

H. 993. To establish a separate school district known as the Warren school district.

MASSEY WILSON,
Clerk.

HOUSE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the Secretary signed the above House bills, the titles of which are set out in the foregoing House Message.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Thomason from the committee on enrolled bills reported the following Senate bills as correctly enrolled.

S. 466. To authorize the board of county commissioners of Etowah county, to build macadamized or turnpike roads, and to issue bonds of the county to aid in the construction thereof.

S. 342. To provide for the making, working and maintaining the public roads of Blount county, Alabama.

S. 481. To authorize the city of Birmingham, the corporate name of which said city is the "Mayor and Aldermen of Birmingham," to buy, build, erect and own, maintain and operate water works for the supply of said city and other consumers with water and to issue and sell or exchange said bonds for said purpose.

S. 436. To establish and provide a stock law for Cullman county.

S. 507. To authorize the city of Birmingham, Alabama, the corporate name of which said city is the "Mayor and Aldermen of Birmingham," to establish, purchase, maintain and operate and own gas works for the purpose of supplying said city and other consumers with gas for light and power.

S. 477. To authorize Sumter county to build macadamized or turnpike roads, and to issue bonds of the county to aid in the construction thereof.

SENATE BILLS SIGNED.

The President of the Senate, in the presence of the Senate, immediately after their titles had been publicly read by the secretary, signed the above Senate bills, the titles of which are set out in the foregoing report of the Committee on Enrolled Bills:

RESOLUTION.

Mr. Jelks offered the following resolution:

Resolved, That the thanks of this body are due and are hereby tendered to our President for his uniform and continuous courtesy to every member of this body; to the secretary and his assistants, to the committee clerks, to the doorkeeper and his assistant and to the pages and servants for their attention to and proficiency in discharging their various duties.

MESSAGE FROM THE GOVERNOR.

Gentlemen of the General Assembly:

Your joint committee having waited on me to enquire whether I have any further communication to make, I desire, before you adjourn, to express to the members of both houses, without a single exception, my sincere appreciation of their unfailing courtesy to me and their respectful consideration of all suggestions I have made to them collectively or individually.

All the members have not agreed with me in regard to every measure that has come before the General Assembly. I desire to say, in this closing hour, that so far as I am concerned, personally and officially, I yield to every gentleman the same right that I claim for myself of following the dictates of his conscience, and I beg to assure every member that not one shall depart from these halls leaving in my heart any unkind feeling because of any difference in judgment that has come between us.

Upon the whole, the result of the session, in my judgment, will build up the common schools, improve our revenue laws, strengthen the public credit, and stimulate faithful service on the part of all public officials. We have possibly, in the haste with which measures have been considered, enacted some laws and made some appropriations, local and personal, that may not have been entirely wise in the present condition of our treasury and people, but I am sure that all of us have had the welfare of the people and the good of the commonwealth at heart.

With the best wishes for the health, welfare and prosperity of each member, I beg respectfully to state that I have no further communication to make.

Respectfully,

JOS. F. JOHNSTON,
Governor.

FINAL ADJOURNMENT.

The hour of 12 o'clock, midnight, having arrived,
The President of the Senate returned his thanks to the Senate for kindness and courtesies extended to him and for honors conferred on him, and, also, thanking all the officers for their attentions and services, in accordance with the joint resolution, heretofore concurred in, and the limitation by law, he declared the Senate to be adjourned SINE DIE.

(Signed.)

R. M. CUNNINGHAM,
President of the Senate.

(Signed.)

JOHN F. PROCTOR,
Secretary of the Senate.

REGISTER OF SENATE BILLS,

*Showing the action of the Senate on the Senate Bills
and Joint Resolutions (in nature of Bills)
and the days when considered.*

SESSION OF 1898-9.

By Mr. Abercrombie—

S. 1. To incorporate Anniston Normal Industrial and Theological college, at Anniston, Calhoun county, Alabama.

November 16, 1898, read first, referred to Committee on Education.

November 22, 1898, reported favorably, with amendments, read second.

November 25, 1898, amendment adopted, read third. Passed.

February 21, 1899, House passed.

February 23, 1899, signed.

Also, with notice, etc.—

S. 2. To amend Sections 3, 11, 16 and 17 of an Act entitled "An Act to establish a new charter for the town of Piedmont, Alabama," approved February 2, 1891, and to authorize the city of Piedmont to purchase, construct and operate water works and electric light plants and fixing a time for filing claims against said city.

November 16, 1898, read first, referred to Committee on Corporations.

November 22, 1898, reported favorably, read second.

Also—

- S. 3. To incorporate the Anniston College for Young Ladies, at Anniston, Alabama.

November 16, 1898, read first time, referred to Committee on Education.

November 21, 1898, reported favorably, read second time.

November 22, 1898, read third time. Passed.

December 2, 1898, House passed.

December 3, approved.

December 2, 1898, signed.

Also—

- S. 4. To amend Section 632 of the Code of 1896.

November 16, 1898, read first time, referred to Committee on Judiciary.

November 23, 1898, reported favorably, read second time.

November 25, 1898, read third time. Passed.

December 13, 1898, House passed.

December 13, 1898, signed.

December 14, 1898, approved.

By Mr. Moore—

- S. 5. To prohibit emigrants from plying their vocation in this State without first having obtained a license therefor.

November 16, 1898, read first time, referred to Committee on Immigration.

November 22, 1898, reported favorably, read second time.

November 25, 1898, reconsidered, referred to Committee on Immigration.

By Mr. Jelks—

- S. 6. To authorize the city of Eufaula to issue bonds for funding its floating debt.

November 16, 1898, read first time, re-

ferred to Committee on Finance and Taxation.

November 22, 1898, reported favorably, read second time.

November 26, 1898, tabled.

By Mr. Case—

S. 7. To better provide for the examination of applicants to teach in the public schools of this State.

November 16, 1898, read first time, referred to Committee on Education.

By Mr. Nunnellee—

S. 8. To empower the Selma Bridge company to sell to Dallas county, and Dallas county to purchase from said company its bridge across the Alabama river at Selma, and the right-of-way and other appurtenances thereto for use as a free county bridge.

November 16, 1898, read first time, referred to Committee on Local Legislation.

November 21, 1898, reported favorably, read second time.

November 22, 1898, read third time and passed.

December 1, 1898, House passed.

December 3, approved.

December 1, 1898, signed.

Also—

S. 9. To give power and authority to the court of county revenues of Dallas county to make, issue, sell and dispose of the bonds of Dallas county for the purpose of raising the money necessary to pay for a bridge over the Alabama river at or near Selma, in Dallas county, Alabama, and to levy and collect the taxes necessary to pay the said bonds and the interest thereon.

November 16, 1898, read first time, referred to Committee on Finance and Taxation.

November 21, 1898, reported favorably, read second time.

November 22, 1898, read third time. Passed.

December 1, 1898, House passed.

December 3, approved.

December 1, 1898, signed.

Also—

S. 10. To authorize and empower the Selma Cotton Mill company to issue and sell its first mortgage bonds in an amount not exceeding its paid up capital stock, and to secure the same by a first mortgage on its property, real and personal, and its franchises, by the consent of the holders of the larger part in value of its capital stock, expressed by vote at a meeting of the stock holders called for that purpose.

November 16, 1898, read first time, referred to Committee on Finance and Taxation.

December 7, 1898, read second time.

December 9, 1898, read third time. Passed.

By Mr. Nunnallee—

S. 11. To exempt the Selma Cotton Mill company and its property from assessment and collection for State, county and municipal taxation for the period of eight years from and after the approval of this Act.

November 16, 1898, read first time, referred to Committee on Finance and Taxation.

By Mr. Rather—

S. 12. To abolish the court of county commissioners of Lawrence county.

November 16, 1898, read first time, referred to Committee on Judiciary.

November 22, 1898, reported favorably, read second time.

November 23, 1898, read third time and passed.

December 1, 1898, House passed.

December 3, approved.

December 1, 1898, signed.

Also—

S. 13. To establish a court of county revenues for Lawrence county, and to define its duties and powers.

November 16, 1898, read first time, referred to Committee on Judiciary.

November 22, 1898, reported favorably, read second time.

November 23, 1898, read third time and passed.

December 1, 1898, House passed.

December 3, approved.

December 1, 1898, signed.

By Mr. Cunningham—

S. 14. To authorize the Most Worshipful Grand Lodge of Free and Accepted Masons of the State of Alabama to issue bonds for an amount not exceeding fifteen thousand dollars, and to mortgage its property to secure the same.

November 16, 1898, read first time, referred to Committee on Finance and Taxation.

November 28, 1898, reported favorably, read second time, calendar.

By Mr. Lyons—

S. 15. To authorize the city of Mobile to provide, maintain and operate systems of water works and sewerage.

November 16, 1898, read first time, referred to Committee on Municipal and County Organization.

Also—

- S. 16. To authorize the city of Mobile to make and issue bonds for building, purchasing or otherwise acquiring systems of water works and sewerage for the said city, and to mortgage said works to secure said bonds.

November 16, 1898, read first time, referred to Committee on Municipal and County Organization.

By Mr. Sowell of Limestone—

- S. 17. To authorize and empower the mayor and council of the town of Athens, Alabama, to issue and sell bonds of said town to an amount not exceeding six thousand dollars, falling due not more than thirty years from their date, bearing not exceeding six per cent. interest, payable semi-annually, for the purpose of paying and satisfying a mortgage upon the electric light plant owned and operated by said town, and of making improvements thereon and extensions thereof.

November 16, 1898, read first time, referred to Municipal and County Organization.

November 29, 1898, read second time.

December 1, 1898, read third time. Passed.

By Mr. Thomason—

- S. 18. To authorize the filing and recording of certain deeds of conveyance therein named in the office of the probate court of the State.

November 16, 1898, read first time, referred to Committee on Judiciary.

By Mr. Sowell of Walker—

- S. 19. To authorize courts of this State exercising

equity jurisdiction to direct the sale of the property and franchises of quasi public corporations, and to define the rights, powers and duties of purchasers thereunder.

November 17, 1898, read first time, referred to Committee on Corporations.

November 22, 1898, reported favorably, read second time.

November 23, 1898, read third time. Passed.

February 21, 1899, House passed.

February 21, 1899, signed, approved.

By Mr. Windham—

S. 20. To provide for the publication of the Code of ethics adopted by the Alabama Bar association.

November 17, 1898, read first time, referred to Committee on Printing.

November 22, 1898, reported favorably, read second time.

November 25, 1898, read third time, Passed.

February 2, 1899, House passed.

February 2, 1899, signed.

Approved.

By Mr. Caffee—

S. 21. To confer additional jurisdiction upon the county court of Lowndes county, and to regulate the proceedings therein.

November 17, 1898, read first time, referred to Committee on Local Legislation.

November 21, 1898, reported favorably, read second time.

November 22, 1898, read third time. Passed.

December 1, 1898, House amendment concurred in.

December 3, approved.

December 2, 1898, signed.

Also—

S. 22. To repeal so much of an Act entitled "An Act to fix the compensation for recording, registration and copying in the probate offices in the counties of Lowndes, St. Clair, Etowah, Blount and Cullman," approved December 12, 1892, as relates to the county of Lowndes.

November 17, 1898, read first time, referred to Committee on Local Legislation.

November 21, 1898, reported favorably, read second time.

November 22, 1898, read third time. Passed.

February 2, 1899, House passed.

February 2, 1899, signed.

Approved.

By Mr. Grant—

S. 23. To fix the amount of the official bond of the register in chancery of Clarke county.

November 17, 1898, read first time, referred to Committee on Local Legislation.

November 21, 1898, reported favorably, read second time.

November 22, 1898, amendment read third time. Passed.

December 8, 1898, House amends and passed, Senate concurs.

December 9, 1898, signed.

December 14, 1898, approved.

Also—

S. 24. To amend Section 1373 of the Code of 1896.

November 17, 1898, read first time, referred to Committee on Finance and Taxation.

November 28, 1898, reported favorably, with substitute, read second time, calendar.

November 29, 1898, substitute adopted, read third time. Passed.

February 10, 1899, House passed and amends, Senate concurs.

February 15, 1899, signed.

February 17, 1899, approved.

By Mr. Meador—

S. 25. To provide for depositing State funds in various banks within the State, and to provide for the making of the bond of the State treasurer through guarantee companies, and to fix the amount of the bond of the treasurer of the State.

November 17, 1898, read first time, referred to Committee on Finance and Taxation.

By Mr. Buchanan—

S. 26. To repeal House bill No. 601, relating to levying a tax for and working the public roads in Crenshaw county, Alabama.

November 17, 1898, read first time, referred to Committee on Local Legislation.

November 21, 1898, reported favorably, with substitute, read second time.

November 22, 1898, substitute adopted, read third time. Passed. New caption as follows: To repeal an Act to establish a system for working roads in Crenshaw county.

Also—

S. 27. To prohibit the imprisonment of whites and blacks in the same compartments and in a space of less than 192 cubic feet of space in any prison in State of Alabama.

November 17, 1898, read first time, referred to Committee on Public Health.

By Mr. Case—

S. 28. To amend Sections 3576 and 3577 of the Code of 1896.

November 17, 1898, read first time, referred to Committee on Education.

By Mr. Rather—

S. 29. To amend Section 3441 of the Code of Alabama of 1896.

November 18, 1898, read first time, referred to Committee on Commerce and Common Carriers.

November 21, 1898, reported favorably, read second time.

November 22, 1898, recommitted to Committee on Commerce and Common Carriers.

December 2, 1898, reported favorably, with amendment, read second time, calendar.

December 6, 1898, read third time. Passed. Amended.

February 2, 1899, House passed.

February 2, 1899, signed.

Approved.

Also—

S. 30. To amend Section 5378 of the Code of Alabama of 1896.

November 18, 1898, read first time, referred to Committee on Commerce and Common Carriers.

November 21, 1898, reported favorably, read second time.

November 22, 1898, amended, read third time and passed.

February 2, 1899, House amended and passed, Senate concurs.

February 3, 1899, signed.

Approved.

By Mr. Hurst—

S. 31. To incorporate the Walnut Grove Baptist college at Walnut Grove, Etowah county, Alabama.

November 18, 1898, read first time, referred to Committee on Education.

November 26, 1898, reported favorably, read second time.

November 28, 1898, read third time. Passed.

December 9, 1898, signed.

December 9, 1898, House passed.

December 14, 1898, approved.

By Mr. Stevens—

S. 32. To amend Section 930 of the Code of 1896.

November 18, 1898, read first time, referred to Committee on Judiciary.

November 22, 1898, reported favorably, read second time.

November 23, 1898, read third time. Passed.

By Mr. Sowell of Walker—

S. 33. To define the boundary line between the counties of Jefferson and Walker.

November 18, 1898, read first time, referred to Committee on Municipal and County Organization.

November 28, 1898, reported favorably, read second time, calendar.

November 29, 1898, read third time. Passed.

December 14, 1898, House passed.

December 16, 1898, signed.

December 16, 1898, approved.

Also—

S. 34. To regulate the practice in suits upon accounts.

November 18, 1898, read first time, referred to Committee on Judiciary.

November 22, 1898, reported favorably, read second time.

November 23, 1898, read third time.
Passed.

February 21, 1899, House passed.

February 21, 1899, signed, approved.

By Mr. Windham, by request—

S. 35. To make each incorporated town or city of the State a separate school district with power to establish and maintain public schools.

November 18, 1898, read first time, referred to Committee on Education.

Also, by request—

S. 36. To provide for the establishment and maintenance of public high schools in the several counties of the State.

November 18, 1898, read first time, referred to Committee on Education.

By Mr. Caffee—

S. 37. To fix and regulate the compensation for keeping the jail of Lowndes county.

November 18, 1898, read first time, referred to Committee on Penitentiary.

November 26, 1898, reported favorably, read second time.

By Mr. Moore—

S. 38. To incorporate the Alabama Steel and Wire company.

November 18, 1898, read first time, referred to Committee on Corporations.

November 22, 1898, reported favorably, read second time.

November 23, 1898, read third time.
Passed.

December 9, 1898, House passed.

December 12, 1898, signed.

December 14, 1898, approved.

By Mr. Buchanan—

S. 39. To establish a State printing office and bindery and to regulate State and county printing and binding; to provide for a State printer; to dispose of the profits of said State printing office by devoting the same to the schools of Alabama; to punish violations of this Act.

November 18, 1898, read first time, referred to Committee on Printing.

By Mr. Case—

S. 40. To amend an Act entitled "An Act to levy taxes for the use of the State," approved February 18, 1897, and to set aside an additional school fund, to better support the public schools of this State.

November 18, 1898, read first time, referred to Committee on Education.

By Mr. Cunningham—

S. 41. To incorporate the Ensley Steel and Pipe Company.

November 18, 1898, read first time, referred to Committee on Corporations.

November 22, reported favorably, read second time.

November 23, 1898, read third time, and passed.

December 9th, 1898, House passed.

December 9th, 1898, signed.

December 14, 1898, approved.

Also—

S. 42. To incorporate the Birmingham Tube and Steel Company.

November 18th, 1898, read first time, referred to Committee on Corporations.

November 22, 1898, reported favorably, read second time.

November 23, 1898, read third time,
passed.

December 12, 1898, House passed.

December 10, 1898, signed.

December 14, 1898, approved.

Also—

S. 43. To amend Sections 1920, 1921 and 1922 of the Code of 1896.

November 18, 1898, read first time, referred to the Committee on Revision of Laws.

November 29, 1898, reported favorably with amendment, read second time.

November 30, 1898, read amendments by committee, adopted, read third time, passed.

February 22, 1899, House passed.

February 21, 1899, signed, approved.

Also—

S. 44. To amend Section 2849 of the Code of 1896 so far as the same relates to Jefferson county.

November 18, 1898, read first time, referred to Committee on Revision of laws.

November 23, 1898, reported favorably, read second time.

November 25, 1898, informally.

February 10, 1899, read third time and passed.

February 23, 1899, House passed.

February 23, 1899, signed, approved.

Also—

S. 45. To confer additional powers and authority on the Alabama State Land Company, a body corporate, existing under the laws of Alabama.

November 18, 1898, read first time, referred to Committee on Corporations.

November 22, 1898, reported favorably, read second time.

November 23, 1898, read third time, passed.

Also—

S. 46. To amend Section 164 of the Code of 1896 of Alabama.

November 18, 1898, read first time, referred to Committee on Revision of Laws.

By Mr. Matthews—

S. 47. To amend Section 2236 of the Code of Alabama.

November 18, 1898, read first time, referred to Committee on Revision of Laws.

November 23, 1898, reported favorably, read second time.

November 25, 1898, informally.

By Mr. Abercrombie—

S. 48. To provide for the permanent location of the county site of Calhoun county by a vote of the qualified electors of said county.

November 19, 1898, read first time, referred to Committee on Local Legislation.

November 21, 1898, reported favorably, read second time.

November 22, 1898, amended, read third time and passed.

November 29, 1898, House amended and passed, Senate concurs.

November 30, 1898, signed.

December 2, 1898, approved.

Also—

S. 49. To provide for the prosecution and trial of misdemeanors in the city and county of Anniston, and to regulate the same.

November 19, 1898, read first time, referred to Committee on Local Legislation.

November 21, 1898, reported favorably, read second time.

November 22, 1898, read third time, passed.

November 28, 1898, House passed.

November 29, 1898, signed.

December 2, 1898, approved.

Also—

S. 50. To regulate the drawing and organizing of grand juries for the circuit court of Calhoun county.

November 19, 1898, referred to Local Legislation.

November 21, 1898, reported favorably, read second time.

November 22, 1898, read third time, passed.

November 28, 1898, House passed.

November 29, 1898, signed.

December 2, 1898, approved.

Also—

S. 51. Regulating the county board of examiners of teachers in each county of the State of Alabama.

November 19, 1898, read first time, referred to Education.

November 22, 1898, reported favorably, read second time.

November 25, 1898, continuing special order.

November 29, 1898, read third time, passed.

Also—

S. 52. Establishing a State board of education for the State of Alabama, with powers and duties of same.

November 19, 1898, read first time, referred to Education.

November 22, 1898, reported favorably, read second time.

November 25, 1898, continuing special order Tuesday, November 29, 1898.

November 29, 1898, amended, read third time, passed.

January 30, 1899, House amended by substitute, referred to Committee on Education.

February 1, 1899, reported favorably, special order Saturday, 4th, immediately after Journal.

February 4, 1899, special order Wednesday 8th, after Journal.

February 8, 1899, House amendment concurred in.

February 9, 1899, signed.

Also—

S. 53. Separating the public school moneys from all other moneys of the State of Alabama, and making the same non-divertable.

November 19, 1898, read first time, referred to Committee on Education.

November 22, 1898, reported favorably, read second time.

November 25, 1898, conference special order Tuesday, November 29, 1898.

November 29, 1898, informally passed by.

Also—

S. 54. Determining the public school organization of the State of Alabama.

November 19, 1898, read first time, referred to Committee on Education.

November 22, 1898, reported favorably, read second time.

November 25, 1898, continuing special order, Tuesday, November 29, 1898.

November 29, 1898, read third time, passed.

Also—

S. 55. To increase the State revenue of the public schools of the State of Alabama.

November 19, 1898, read first time, referred to Committee on Education.

Also—

- S. 56. To optionally increase the county revenue of the public schools of the State of Alabama.
November 19, 1898, read first time, referred to Committee on Education.

Also, by request—

- S. 57. Regulating the office of county superintendent of Education in the State of Alabama.
November 19, 1898, read first time, referred to the Committee on Education.
November 22, 1898, reported favorably, read second time.
November 25, 1898, continuing special order, Tuesday, November 29, 1898.
November 29, 1898, tabled.

By Mr. Stevens, by request—

- S. 58. To establish stock law in beats Nos. 6, 7, 8, 9 and 12, in Coosa county.
November 19, 1898, read first time, referred to Committee on Local Legislation.
November 22, 1898, reported favorably, read second time.
November 25, 1898, read third time, passed.
December 1, 1898, House passed.
December 1, 1898, signed.
December 3, 1898, approved.

By Mr. Grant—

- S. 59. To prevent persons from changing their names.
November 19, 1898, read first time, referred to Committee on Judiciary.

By Mr. Case, by request—

- S. 60. To provide for the appointment of a deputy

solicitor for Cherokee county, to fix his salary and prescribe his duties.

November 19, 1898, read first time, referred to Committee on Judiciary.

By Mr. Nunnallee—

S. 61. To amend an act entitled an act to further regulate the affairs of Dallas county.

November 19, 1898, read first time, referred to Committee on Printing.

November 21, 1898, reported favorably, read second time.

November 22, 1898, read third time and passed.

December 3, 1898, House passed.

December 3, 1898, signed.

December 8, 1898, approved.

Also—

S. 62. To require the publication of financial statements of the treasurer of Selma.

November 19, 1898, read first time, referred to Committee on Printing.

November 21, 1898, reported favorably, read second time.

November 22, 1898, read third time and passed.

December 2, 1898, House passed.

December 3, 1898, approved.

December 2, 1898, signed.

By Mr. Cunningham—

S. 63. To provide for the payment of cost out of the convict fund, in felony cases sentenced to the penitentiary, prior to February 18th, 1897.

November 19, 1898, read first time, referred to the Committee on Penitentiary..

November 22, 1898, reported favorably, read second time.

November 23, 1898, read third time and passed.

December 14, 1898, House amended and passed, Senate concurs.

December 14, 1898, signed.

December 16, 1898, approved.

Also—

S. 64. To confirm the incorporation of the Phoenix Club, of Birmingham, Alabama, and to enlarge the powers and capacities of said club.

November 19, 1898, read first time, referred to the Committee on Corporations.

November 22, 1898, reported favorably, read second time.

November 23, 1898, read third time. third reading recommitted, amendments pending, recommitted to Corporations.

November 28, 1898, referred with amendments, read second time, calendar.

November 29, 1898, amendments tabled, read third time, passed.

December 14, 1898, House passed.

December 16, 1898, signed.

December 16, 1898, approved.

By Mr. Wiley—

S. 65. To amend Section 394 of the Civil Code of 1896.

November 19, 1898, read first time, referred to Committee on Judiciary.

November 22, 1898, reported favorably, read second time.

November 23, 1898, read third time and passed.

January 27, 1899, signed.

January 27, 1899, House passed.

February 4, 1899, approved.

By Mr. Abercrombie—

S. 66. To amend Sections 1, 6, 9, 10 and 20 of an act

entitled an act to establish a county court for the county of Cleburne, approved February 16th, 1897 and to add Section 32½ thereto.

November 21, 1898, read first time, referred to Committee on Judiciary.

November 26, 1898, reported favorably, read second time.

November 28, 1898, read third time and passed.

December 7, 1898, signed.

December 14, 1898, approved.

By Mr. McCain, by request—

S. 67. To make conveyances of certified copies thereof, whether absolute or on condition, which heretofore been acknowledged or proven according to law, self proving, if already recorded, or if recorded within twelve months.

November 21, 1898, read first time, referred to Committee on Judiciary.

December 7, 1898, reported favorably, read second time.

December 13, 1898, read third time and passed.

February 1, 1899, signed.

Also—

S. 68. To provide for the better construction, repairing, working and maintaining of the public roads and bridges in Talladega county.

November 21, 1898, read first time, referred to Committee on Local Legislation.

November 22, 1898, reported favorably, read second time.

November 25, 1898, read third time and passed.

December 12, 1898, House passed.

December 12, 1898, signed.

December 14, 1898, approved.

By Mr. Case, by request—

S. 69. To give physicians practicing medicine in Cherokee county a prior lien to the extent of ten dollars per annum, on the crops and other property of their patients.

November 21, 1898, read first time, referred to Committee on Public Health.

Also, by request—

S. 70. To allow James W. M. Witt, of Cherokee county, Alabama, to exhibit feats of legerdemain, ventriloquism, and give musical entertainments and exhibits of magic lantern pictures anywhere in the State of Alabama, without the payment of State and county license therefor.

November 21, 1898, read first time, referred to Committee on Finance and Taxation.

By Mr. Horton—

S. 71. To repeal an act entitled an act to provide for the more efficient working of the public roads in Greene, Lowndes and Perry counties, and for the appointment of district road inspectors for Greene, Lowndes and Perry counties, approved February 12th, 1897, so far as same relates to Greene county, Alabama.

November 21, 1898, read first time, referred to Committee Commerce and Common Carriers.

November 22, 1898, reported favorably, read second time.

November 25, 1898, read third time and passed.

December 9, 1898, House passed.

December 9, 1898, signed.

December 14, 1898, approved.

By Mr. Matthews—

S. 72. To increase the salary of the auditor of the State by amending Section nineteen hundred and ninety-six of the Code of Alabama.

November 21, 1898, read first time, referred to Committee on Finance and Taxation.

November 28, 1898, reported favorably, read second time, calendar.

November 29, 1898, indefinitely postponed.

By Mr. Wiley—

S. 73. To amend Section 3828 of the Code of 1896.

November 21, 1898, read first time, referred to Committee on Judiciary.

November 23, 1898, reported favorably, read second time.

November 25, 1898, read third time and passed.

February 20, 1899, House passed.

February 21, 1899, signed, approved.

Also—

S. 74. To provide for furnishing the offices of United States marshal and clerk with copies of the Code of Alabama, 1896.

November 21, 1898, read first time, referred to Committee on Judiciary.

November 23, 1898, reported favorably, read second time.

November 25, 1898, read third time and passed.

February 21, 1899, House passed.

February 21, 1899, signed, approved.

By Mr. Abercrombie—

S. 75. To create the city of Fruithurst, in Cleburne county, including all the territory within two (2) miles of the school house, situated

within the corporate limits of said city, a separate school district.

November 21, 1898, read first time, referred to the Committee on Education.

November 22, 1898, reported favorably, read second time.

November 25, 1898, read third time and passed.

February 21, 1899, House amends Senate concurs.

February 23, 1899, signed, approved.

By Mr. McCain—

S. 76. To establish a charter for the town of Lineville, Clay county, Alabama.

November 22, 1898, read first time, referred to Committee on Municipal and County Organizations.

November 25, 1898, read second time, calendar.

November 26, 1898, read third time and passed.

December 12 1898, Senate concurs in House amendment and passed.

December 14, 1898, signed.

December 14, 1898, approved.

By Mr. Windham, by request—

S. 77. To remove the disabilities of non-age Drury Long, a minor under eighteen years of age.

November 22, 1898, read first time, referred to Committee on Privileges and Elections.

November 23, 1898, reported favorably, read second time.

November 25, 1898, read third time and passed.

December 7, 1898, House signed.

December 8, 1898, approved.

By Mr. Thomason—

- S. 78. To regulate the purchase of stationery and other articles by the officials of Randolph county.

November 22, 1898, read first time, referred to Committee on Printing.

November 26, 1898, reported favorably, read second time.

November 28, 1898, read third time and passed.

February 21, 1899, House passed.

February 23, 1899, signed, approved.

By Mr. Moore—

- S. 79. For the protection of song birds, game fowls and game mammals of the State of Alabama.

November 22, 1898, read first time, referred to Committee on Judiciary.

Also—

- S. 80. Creating a board of game and fish commissioners, who shall consist of three members, to be appointed by the governor.

November 22, 1898, read first time, referred to Committee on Judiciary.

By Mr. Meador—

- S. 81. To incorporate the Eagle Hook and Ladder Company, No. 1, of the city of Demopolis, Marengo county, Alabama.

November 22, 1898, read first time, referred to the Committee on Corporations.

November 26, 1898, reported favorably, read second time.

November 28, 1898, read third time and passed.

February 21, 1899, House passed.

February 23, 1899, signed, approved.

By Mr. Brooks—

S. 82. To relieve James Benjamin Daniel, of Geneva county, of the disabilities of non-age.

November 22, 1898, read first time, referred to Committee on Privileges and Elections.

November 23, 1898, reported favorably, read second time.

November 25, 1898, read third time and passed.

February 1, 1899, House passed.

February 8, 1899, signed.

February 17 1899, approved.

By Mr. Buchanan—

S. 83. To amend Section 2716 of the Code of 1896, relating to landlords' liens on store houses and other buildings.

November 22, 1898, read first time, referred to Committee on Revision of Laws.

Also—

S. 84. To incorporate the town of Brockton, Coffee county.

November 22, 1898, read first time, referred to Committee on Municipal and County Organizations.

By Mr. Boykin—

S. 85. To prevent cheating or obtaining of money or other things of value by dishonest trick or device, and without value received.

November 22, 1898, read first time, referred to Committee on Judiciary.

November 26, 1898, reported favorably, read second time.

November 28, 1898, read third time and passed.

By Mr. Lyons—

S. 86. To authorize the city of Mobile for the purpose of aiding in the erection of its municipal water works, to condemn by eminent domain the outstanding interest in what is known as the Moblie city water works.

November 22, 1898, read first time, referred to Committee on Municipal and County Organizations.

November 30, 1898, reported favorably, read second time.

December 2, 1898, read third time and passed.

December 10, 1898, House passed.

December 12, 1898, Signed.

December 14, 1898, approved.

Also—

S. 87. To authorize the revenue and road commissioners of the county of Mobile to buy the Bay shell road in Mobile county and to authorize the stock holders of the Bay shell road company to sell the same.

November 22, 1898, read first time, referred to Committee on Municipal and County Organizations.

November 25, 1898, read second time, calendared.

November 26, 1898, read third time and passed.

December 10, 1898, House passed.

December 12, 1898, signed.

December 14, 1898, approved.

By Mr. Meador—

S. 88. To fix the fees of sheriffs for feeding prisoners when the same are paid by the State.

November 22, 1898, read first time, referred to Committee on Finance and Taxation.

December 1, 1898, reported favorably,
read second time, calendared.

December 3, 1898, continuing special
order December 8 after first special order is
disposed of.

December 9, 1898, tabled.

By Mr. Abercrombie—

S. 89. To amend Section 1 of an act to amend certain
sections of the charter of Oxford, and to give
said town of Oxford power to issue bonds,
approved February 18th, 1891.

November 22, 1898, read first time, refer-
red to Committee on Local Legislation.

November 26, 1898, reported favorably,
read second time.

November 28, 1898, read third time and
passed.

December 7, 1898, House passed and
signed.

December 8, 1898, approved.

By Mr. Cunningham, Mr. Nunnallee presiding—

S. 90. To further regulate the sentencing and employ-
ment of convicts in this State—To appropri-
ate 50 per centum of the net earnings of the
convict system to the fine and forfeiture
fund of the several counties, and to pro-
vide for the inspection of jails.

November 22, 1898, read first time.

November 29, 1898, reported favorably,
read second time.

December 2, 1898, special order after
report of committees, Thursday, December 8,
100 copies printed.

December 8, 1898, continuing special or-
der, December 9th.

December 14, 1898, *aprio p̄p̄eds* for Jan-
uary 28, 1899, at 12 m.

January 30, 1899, amended, read third time and passed.

February 1, 1899, Senate joint resolution adopted, third reading reconsidered, indefinitely postponed.

By Mr. Pulley—

S. 91. To make the fees of bonded constables in Madison county the same as sheriff's fees when they perform the same or similar services.

November 23, 1898, read first time, referred to Committee on Revision of Laws.

November 26, 1898, reported favorably, read second time.

November 28, 1898, amended, read third time, passed.

February 11, 1899, House and Senate concur.

February 15, 1899, signed.

February 17, 1899, approved.

Also—

S. 92. To prevent the mayor and aldermen of the city of Huntsville or any other person from interfering with the fence around the county court house, except by the unanimous consent of the court of county commissioners.

November 23, 1898, read first time, referred to Committee on Municipal and County Organizations.

November 28, 1898, reported favorably, read second time, calendared.

November 25, 1898, read third time, passed.

December 12, 1898, House amends and passes. Senate nonconcurrs.

December 13, 1898, Committee on Conference agree to strike out amendment, Senate consents.

December 14, 1898, signed.
December 14, 1898, approved.

Also—

S. 93. To establish Hampton school district in Madison county, Alabama.

November 23, 1898, read first time, referred to the Committee on Education.

November 28, 1898, reported favorably, read second time, calendared.

November 30, 1898, read third time and passed.

January 28, 1899, House passed and signed.

February 4, 1899, approved.

Also—

S. 94. To establish the Copeland Creek school district in Madison county.

November 23, 1898, read first time, referred to the Committee on Education.

November 28, 1898, reported favorably, read second time, calendared.

November 30, 1898, read third time and passed.

February 4, 1899, signed.

February 23, 1899, approved.

Also—

S. 95. To amend Section 5028 of the Code of 1876, so far as the same applies to Madison county, and to reduce the fees of the register in chancery of said county, approved February 17th, 1885.

November 23, 1898, read first time, referred to Committee on Revision of Laws.

November 26, 1898, reported favorably, read second time.

November 28, 1898, read third time and passed.

February 8, 1899, House passed.

February 11, 1899, signed, approved.

By Mr. Grant—

S. 96. To prohibit the manufacture, sale or giving away of spirituous, vinous or malt liquors or intoxicating beverages in the county of Choctaw.

November 23, 1898, read first time, referred to Committee on Temperance.

November 28, reported favorably with amendment, read second time, calendared.

November 29, 1898, amendment added, read third time, passed.

By Mr. Jelks—

S. 97. To repeal an act entitled an act to create a separate school district in Barbour county, known as the Afton school district, approved December 9th, 1896.

November 23, 1898, read first time, referred to Committee on Education.

November 26, 1898, reported favorably, read second time.

November 28, 1898, read third time and passed.

December 10, 1898, House passed.

December 12, 1898, signed.

December 14, 1898, approved.

By Mr. Boykin—

S. 98. To incorporate the tribes of the Improved Order of Red Men in the State of Alabama.

November 23, 1898, read first time, referred to Committee on Corporations.

November 26, 1898, reported favorably, read second time.

November 28, 1898, read third time and passed.

February 11, 1899, House passed.

February 15, 1899, signed.

February 17, 1899, approved.

By Mr. Case, by request—

S. 99. To regulate the sale of spirituous, vinous and malt liquors in the corporate limits of the town of Guntersville, in Marshall county, Alabama.

November 23, 1898, read first time referred to the Committee on Temperance.

December 9, 1898, reported favorably, with substitute.

December 10, 1898, substitute amended, read third time, passed, ordered unengrossed.

December 14, 1898, House amended and passed, Senate concurred in House amendment.

December 16, 1898, signed.

December 16, 1898, approved.

Also, by request—

S. 100. To establish a separate school district, to be known as the Guntersville school district, in Marshall county, Alabama.

November 23, 1898, read first time, referred to Committee on Education.

November 28, 1898, reported favorably, read second time, calendar.

December 13, 1898, read third time. Passed. Ordered with engrossment.

February 20, 1899, House passed.

February 21, 1899, signed, approved.

By Mr. Sowell of Walker—

S. 101. To amend Section 5510 of the Criminal Code of 1896.

November 23, 1898, read first time, referred to Committee on Judiciary.

By Mr. Nunnellee—

S. 102. To provide for and regulate the selection and drawing and empaneling of grand and petit juries in Dallas county, Alabama.

November 23, 1898, read first time, referred to Committee on Judiciary.

Also—

S. 103. To amend Section 1575 of the Code of 1896.

November 23, 1898, read first time, referred to Committee on Privileges and Elections.

November 29, 1898, reported favorably, read second time.

December 1, 1898, read third time. Passed.

February 21, 1899, House passed.

February 21, 1899, signed, approved.

By Mr. Wiley—

S. 104. To repeal an Act to extend to the fire companies in the city of Montgomery the benefit of the provisions of "An Act to raise a fund for the benefit of the fire companies in the city of Mobile," approved March 1, 1870, approved February 26, 1872; and to repeal an Act to declare the meaning of an Act to extend to the fire companies in the city of Montgomery the benefit of the provisions of an Act to raise a fund for the benefit of the fire companies in the city of Mobile; approved February 26, 1872, approved February 28, 1873.

November 23, 1898, read first time, referred to Committee on Corporations.

November 26, 1898, reported favorably, read second time.

November 28, 1898, amended, read third time. Passed.

December 7, 1898, House passed and signed.

December 8, 1898, approved.

Also—

- S. 105. To authorize the city council of Montgomery to extend the mains or pipes of its water works outside of the corporate limits of the city of Montgomery, and to charge tolls for supplying water therefrom and tapping the same.

November 23, 1898, read first time, referred to Committee on Corporations.

November 26, 1898, reported favorably, read second time.

November 28, 1898, read third time. Passed.

December 12, 1898, signed.

December 13, 1898, House passed.

December 14, 1898, approved.

Also—

- S. 106. To authorize the city council of Montgomery to issue bonds for the purpose of borrowing money to build and equip school houses, to construct sanitary sewers in the city of Montgomery, and to purchase and improve public parks, whether situated in said city or outside.

November 23, 1898, read first time, referred to Committee on Corporations.

November 26, 1898, reported favorably, read second time.

November 28, 1898, read third time. Passed.

December 12, 1898, House amends and passed, Senate concurs in House amendments.

December 13, 1898, signed.

December 14, 1898, approved.

Also—

- S. 107. To extend and define the corporate limits of the city of Montgomery, in the county of Montgomery, and State of Alabama.

November 23, 1898, read first time, referred to Committee on Corporations.

November 26, 1898, reported favorably, read second time.

November 28, 1898, read third time. Passed.

December 12, 1898, House passed.

December 12, 1898, signed.

December 14, 1898, approved.

Also—

S. 108. To amend Section 427 of the Code.

November 23, 1898, read first time, referred to Committee on Judiciary.

Also—

S. 109. To diminish the final record in actions in law, and suits in equity.

November 23, 1898, read first time, referred to Committee on Judiciary.

Also—

S. 110. To authorize the appointment of referees in civil actions at law, involving matters of account and to regulate the practice in such cases.

November 23, 1898, read first time, referred to Committee on Judiciary.

Also—

S. 111. To amend Section 1339 of the Code.

November 23, 1898, read first time, referred to Committee on Judiciary.

November 30, 1898, reported favorably, read second time.

December 2, 1898, read third time. Passed.

Also—

S. 112. To authorize one suit against all the parties to an instrument governed by the commercial law, who are bound for its payment.

November 23, 1898, read first time, referred to Committee on Judiciary.

November 30, 1898, reported favorably, read second time.

December 2, 1898, read third time. Passed. Approved.

Also—

S. 113. To amend Section 1920 of the Code.

November 23, 1898, read first time, referred to Committee on Judiciary.

November 30, 1898, reported favorably, read second time.

December 2, 1898, read third time, passed. Approved.

Also—

S. 114. To declare the effect of a judgment in ejectment.

November 23, 1898, read first time, referred to Committee on Judiciary.

November 30, 1898, reported favorably, read second time.

December 2, 1898, read third time. Passed.

Also—

S. 115. To authorize the conveyance of land or any interest therein, although the same is adversely held by another, and to validate such conveyances heretofore made.

November 23, 1898, read first time, referred to Committee on Judiciary.

Also—

S. 116. To further regulate the practice in civil actions at law.

November 23, 1898, read first time, referred to Committee on Judiciary.

Also—

S. 117. To repeal Section 446 of the Code.

November 23, 1898, read first time, referred to Committee on Judiciary.

November 30, 1898, reported favorably, read second time.

December 2, 1898, read third time. Passed.

Also—

S. 118. To further regulate the practice on appeals to the supreme court.

November 23, 1898, read first time, referred to Committee on Judiciary.

November 30, 1898, reported favorably, read second time.

December 2, 1898, read third time. Passed.

Also—

S. 119. To authorize the appointment of a supreme court commissioner when a regular justice is absent or unable to perform his duties on account of sickness or other cause, to prescribe his duties and fix his compensation.

November 23, 1898, read first time, referred to Committee on Judiciary.

By Mr. Boykin—

S. 120. To change the name of the Agricultural and Mechanical college of Alabama.

November 25, 1898, read first time, referred to Committee on Agriculture.

November 26, 1898, reported favorably, read second time.

November 28, 1898, read third time. Passed.

January 30, 1899, signed.

By Mr. Wiley—

S. 121. To amend an Act entitled "An Act to provide for the compensation of sheriffs of Mobile and Jefferson counties for ex officio services,"

so as to include the sheriff of the county of Montgomery.

November 25, 1898, read first time, referred to Committee on Corporation.

November 9, 1898, reported favorably, read second time.

November 30, 1898, read third time. Passed.

Also—

S. 122. To amend Section 2 of an Act to amend Sections 1 and 7 of an Act entitled "An Act to provide a system of water works for the city of Montgomery," approved the 26th day of January, 1891, approved December 9, 1896.

November 25, 1898, read first time, referred to Committee on Corporations.

November 29, 1898, reported favorably, read second time.

November 30, 1898, read third time. Passed.

January 30, 1899, House passed.

January 30, 1899, signed.

Approved.

By Mr. Lyons—

S. 123. To amend Section 15 of an Act entitled "An Act to provide a charter for the city of Mobile," approved February 6, 1897.

November 25, 1898, read first time, referred to Committee on Municipal and County Organization.

February 7, 1899, reported favorably, read second time.

February 8, 1899, amended, read third time. Passed.

February 17, 1899, Senate concurred in House amendments and passed.

February 18, 1899, signed.

February 21, 1899, approved.

Also—

- S. 124. To remove the disabilities of the chancellor for the southwestern chancery division of Alabama, in cause No. 3740, pending in the thirteenth district of said chancery division.

November 25, 1898, read first time, referred to Committee on Privileges and Elections.

November 28, 1898, reported favorably, read second time, calendar.

November 29, 1898, read third time. Passed.

December 13, 1898, House passed.

December 13, 1898, signed.

December 14, 1898, approved.

By Mr. Jenkins—

- S. 125. To declare E. S. Farrish, Jr., No. 2, a liner between the counties of Monroe and Wilcox, a citizen of Wilcox county.

November 25, 1898, read first time, referred to Committee on Local Legislation.

November 29, 1898, reported favorably, read second time.

November 30, 1898, read third time. Passed.

January 30, 1899, House passed and signed.

Approved.

Also,

- S. 126. To declare Robert Donald, a liner between the counties of Butler and Wilcox, a citizen of Wilcox county.

November 25, 1898, read first time, referred to Committee on Local Legislation.

November 29, 1898, reported favorably, read second time.

November 30, 1898, read third time. Passed.

February 9, 1899, House passed, signed.

February 17, 1899, approved.

By Mr. Thompson—

S. 127. To incorporate the town of Tuskegee, in the county of Macon.

November 25, 1898, read first time, referred to Committee on Corporations.

November 29, 1898, reported favorably, read second time.

November 30, 1898, read third time. Passed.

December 13, 1898, House amended and passed.

December 13, 1898, Senate concurs in House amendments.

December 14, 1898, signed

December 14, 1898, approved.

By Mr. Jenkins—

S. 128. To preserve game animals and birds in the county of Wilcox.

November 25, 1898, read first time, referred to Committee on Local Legislation.

November 29, 1898, reported favorably, read second time.

November 30, 1898, read third time. Passed.

December 12, 1898, House passed.

December 12, 1898, signed.

December 14, 1898, approved.

By Mr. Wiley—

S. 129. To regulate the taking of appeals to the supreme court from decrees upon a demurrer or motion to dismiss for want of equity or sustaining or overruling a plea and to declare the effect of such appeals.

November 25, 1898, read first time, referred to Committee on Judiciary.

Also—

S. 130. To amend Section 3838 of the Code.

November 25, 1898, read first time, referred to Committee on Judiciary.

November 30, 1898, reported favorably, read second time.

December 2, 1898, read third time. Passed.

Also—

S. 131. To authorize the appointment of a special justice of the supreme court when a regular justice is absent or unable to perform his duties on account of sickness or other cause.

November 25, 1898, read first time, referred to Committee on Judiciary.

November 30, 1898, reported favorably, read second time.

December 2, 1898, read third time. Passed.

Also—

S. 132. To amend Rule 19 of the supreme court.

November 25, 1898, read first time, referred to Committee on Judiciary.

November 30, 1898, reported favorably, read second time.

December 2, 1898, read third time. Passed.

Also—

S. 133. To further regulate the practice and procedure in injunction cases.

November 25, 1898, read first time, referred to Committee on Judiciary.

Also—

S. 134. To require certain pleas to be verified by affidavit.

November 25, 1898, read first time, referred to Committee on Judiciary.

By Mr. Hurst—

S. 135. To regulate the working of children under the

age of twelve years in mines and factories in the State of Alabama.

November 26, 1898, read first time, referred to Committee on Privileges and Elections.

November 29, 1898, reported favorably, read second time.

December 1, 1898, amended, read third time. Passed.

Also, by request—

S. 136. To better provide for the working of the public roads of St. Clair county.

November 26, 1898, read first time, referred to Committee on Local Legislation.

By Mr. Lee—

S. 137. To amend Section 1 of an Act entitled "An Act to amend an Act to create a separate school district in the town of Brewton, Alabama, to define its boundaries and provide for the maintenance of schools therein," approved February 6, 1895, so as to exclude from said school district, all that part of said district lying east of Murder creek.

November 26, 1898, read first time, referred to Committee on Education.

November 28, 1898, reported favorably, read second time, calendar.

November 30, 1898, read third time. Passed.

January 30, 1899, House passed and signed.

Approved.

By Mr. Nunnellee, by request—

S. 138. To authorize the mayor and aldermen of the town of Eutaw, Greene county, to purchase the water works and electric plant of the Eutaw Water Works, Electric & Power com-

pany, a corporation under the laws of Alabama, and to issue bonds for the purpose of paying for the same, not exceeding forty-five thousand dollars in amount, and for the purpose of creating a sinking fund for the payment of the principal and interest of said bonds; and to further authorize said town to maintain and operate said water works and electric plant.

November 26, 1898, read first time, referred to Committee on Finance and Taxation.

By Mr. Jenkins, by request—

S. 139. To establish a board of revenue for Butler county, and for the abolishment of the court of county commissioners for said county.

November 26, 1898, read first time, referred to Committee on Judiciary.

December 1, 1898, reported favorably, read second time, calendar.

By Mr. Abercrombie, by request—

S. 140. To restrain the commissioners' court of St. Clair county to an amount not greater than three hundred dollars in any one year for an amount of books and stationery used in the offices of the probate judge, clerk of circuit court, sheriff and register in chancery in said county.

November 26, 1898, read first time, referred to Committee on Judiciary.

Also, by request—

S. 141. To repeal an Act to provide for the better support and maintenance of the public schools of St. Clair county and approved February 18, 1895.

November 26, 1898, read first time, referred to Committee on Judiciary.

Also, by request—

- S. 142. To repeal an Act entitled "An Act to provide for the payment of clerks of the circuit courts in certain counties of the State of Alabama for keeping the minutes of the circuit courts in said State," approved February 18, 1897, so far as the same applies to St. Clair county.
November 26, 1898, read first time, referred to Committee on Judiciary.

Also, by request—

- S. 143. To amend Section 1 of an Act entitled "An Act to create a separate school district to include the town of Springville, in St. Clair county," approved February 13, 1897.
November 26, 1898, read first time, referred to Committee on Judiciary.
February 1, 1899, reported favorably, read second time.

Also, by request—

- S. 144. To create a jury commission for St. Clair county, to prescribe the duties of said commission and to provide for securing competent and well qualified jurors in said county.
November 26, 1898, read first time, referred to Committee on Judiciary.
December 14, 1898, reported favorably, read second time.
February 2, 1899, reported favorably, read second time.
February 3, 1899, read third time. Passed substitute.
February 11, 1899, House passed.
February 15, 1899, signed.
February 17, 1899, approved.

Also, by request—

- S. 145. To fix the pay and compensation of the judge of probate of St. Clair county for the performance of all duties by him as such, for

which no express provision is made by law, to be paid out of the county treasury, such sum as may be allowed by the court of county commissioners, not exceeding per annum one hundred and fifty dollars.

November 26, 1898, read first time, referred to Committee on Judiciary.

Also, by request—

- S. 146. To prescribe the amount of pay of probate judge of St. Clair county, Alabama, for making abstract book provided for in Section 3989 of the Code of Alabama.

November 26, 1898, read first time, referred to Committee on Judiciary.

Also, by request—

- S. 147. To fix the compensation of the clerk of the circuit court of St. Clair county for services rendered by him and for the payment of which no express provision is made by law.

November 26, 1898, read first time, referred to Committee on Judiciary.

Also, by request—

- S. 148. To fix the pay and compensation of the sheriff of St. Clair county for services rendered in empaneling grand juries, advertising and attending all elections in his county and for all other public services not otherwise provided for.

November 26, 1898, read first time, referred to Committee on Judiciary.

By Mr. Cunningham, Mr. Abercrombie presiding—

- S. 149. To further regulate the board of police commissioners of Birmingham, Ala.; to provide for the election of said commissioners by the qualified voters of said city; to fix their terms of office; to declare causes of vacancy in said

offices and to provide for filling same, and to limit the power of said board to expend money for salaries of the police force.

November 26, 1898, read first time, referred to Committee on Municipal and County Organization.

Also, by request—

S. 150. To provide for the creation of the office of auditor of Jefferson county, and to define the powers and duties thereof and the manner of appointment to office.

November 26, 1898, read first time, referred to Committee on Finance and Taxation.

November 30, 1898, reported favorably, with amendment, read second time.

December 2, 1898, amendment adopted, read third time. Passed.

By Mr. Wiley—

S. 151. To amend Section 2127 of the Code.

November 26, 1898, read first time, referred to Committee on Judiciary.

By Mr. Rather—

S. 152. To authorize an election in the county of Morgan to determine whether bonds in the sum of seventy-five thousand dollars shall be issued by said county for the purpose of building roads therein.

November 28, 1898, read first time, referred to Committee on Commerce and Common Carriers.

November 29, 1898, reported favorably, read second time.

By Mr. McCain—

S. 153. To establish a county court for the county of Clay.

November 28, 1898, read first time, referred to Committee on Judiciary.

November 30, 1898, reported favorably, read second time, calendar.

December 1, 1898, read third time. Passed.

Also—

S. 154. To further regulate the practice and procedure of the circuit court of Clay county.

November 28, 1898, read first time, referred to Committee on Judiciary.

November 30, 1898, reported favorably, read second time.

December 1, 1898, read third time. Passed.

By Mr. Jenkins—

S. 155. To provide for the more efficient working of the public roads in Wilcox county and for the appointment of road supervisors in the several precincts therein.

November 28, 1898, read first time, referred to Committee on Commerce and Common Carriers.

November 30, 1898, reported favorably, read second time.

By Mr. Brooks—

S. 156. To establish a charter for the town of Dundee, Geneva county, Alabama.

November 28, 1898, read first time, referred to Committee on Municipal and County Organization.

January 26, 1899, reported favorably, read second time.

January 27, 1899, read third time. Passed.

February 10, 1899, House passed.

February 15, 1899, signed.

February 17, 1899, approved.

By Mr. Windham—

S. 157. To prohibit the sale, giving away or otherwise disposing of vinous, spirituous or malt liquors, intoxicating bitters or cordials within four miles of Hargrove Methodist church, Pickens county, Alabama. But this Act shall not take effect before the 1st day of January, 1899.

November 28, 1898, read first time, referred to Committee on Temperance.

November 29, 1898, reported favorably, read second time.

December 2, 1898, read third time. Passed.

December 9, 1898, House passed.

December 9, 1898, signed.

December 14, 1898, approved.

By Mr. Meador—

S. 158. To prohibit the sale, giving away or otherwise disposing of any spirituous, vinous or malt liquors or any intoxicating drinks, bitters or beverages in the rooms, house or buildings of any club, social, business or other kind incorporated under the laws of Alabama without first obtaining the regular retail liquor dealers' license thereof as required under the laws of Alabama.

November 28, 1898, read first time, referred to Committee on Finance and Taxation.

November 29, 1898, reported favorably, read second time.

November 30, 1898, read third time. Passed.

By Mr. Wiley—

S. 159. For the relief of Bankers and Merchants' Life association of Illinois.

November 28, 1898, read first time, referred to Committee on Banking and Insurance.

By Mr. Stevens—

S. 160. To amend Section 2774 of the Code of 1896.

November 28, 1898, read first time, referred to Committee on Judiciary.

December 7, 1898, read first time.

December 9, 1898, read third time. Passed.

February 21, 1899, House passed.

February 23, 1899, signed, approved.

By Mr. Horton—

S. 161. To permit juries to separate in certain cases.

November 28, 1898, read first time, referred to Committee on Judiciary.

By Mr. Jenkins—

S. 162. For calling of a convention to revise and amend the constitution of this State.

November 28, 1898, read first time, referred to Committee on Constitution and Constitutional Amendments.

December 9, 1898, reported favorably, read second time with substitute.

December 10, 1898, Senate adopted, read third time, passed, ordered unengrossed.

December 14, 1898, House amends and passed, Senate concurs.

December 14, 1898, signed.

December 16, 1898, approved,

By Mr. Buchanan—

S. 163. To regulate and fix the charges of practicing physicians in the State of Alabama.

November 28, 1898, read first time, passed House.

By Mr. Brooks—

S. 164. To incorporate the Dundee Congregational Church at Dundee, in Geneva county.

November 28, 1898, read first time, referred to Committee on Corporations.

December 5, 1898, reported favorably, read second time.

December 7, 1898, read third time, passed.

By Mr. Brown—

S. 165. To establish a uniform series of standard school books to be used in the public schools of Blount county.

November 29, 1898, read first time, referred to Committee on Education.

December 1, 1898, reported favorably, read second time, calendared.

February 2, 1899, read third time and passed.

By Mr. Abercrombie, by request—

S. 166. To establish a county court for the county of St. Clair.

November 29, 1898, read first time, referred to Committee on Judiciary.

December 14, 1898, reported favorably, read second time.

January 25, 1899, recommitted to Judiciary Committee.

Also—

S. 167. To regulate primary elections in the State of Alabama.

November 29, 1898, read first time, referred to Committee on Privileges and Election.

December 1, 1898, reported favorably, read second time, calendared.

Special order Friday, December 9th, after committee reports.

Also—

S. 168. To amend Sections 14, 15, 16, 17, 19 and 25, of an act approved February 18th, 1895, entitled, an act to establish a new charter for

the city of Anniston and the acts amendatory thereof.

November 29, 1898, read first time, referred to Committee on Local Legislation.

November 30, 1898, reported favorably, read second time.

December 2, 1898, read third time and passed.

February 1, 1899, House amended and passed, Senate concurs.

February 2, 1899, signed.

Approved.

By Mr. Sowell of Walker—

S. 169. To incorporate Lamar Training School in Walker county.

November 29, 1898, read first time, referred to Committee on Education.

December 1, 1898, reported favorably, read second time, calendared.

December 5, 1898, read third time and passed.

December 14, 1898, House passed.

December 16, 1898, signed.

December 16, 1898, approved.

By Mr. Meador—

S. 170. To cover the cash balance in the State Treasury to the credit of the convict fund into the general fund.

November 29, 1898, read first time, referred to Committee on Finance and Taxation.

December 1, 1898, reported favorably, read second time, calendared.

December 1, 1898, read third time and passed.

February 21, 1899, House passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Lee—

S. 171. To create a separate school district for the town of Pollard, Alabama, and to define its boundaries and provide for the maintenance of public schools therein.

November 29, 1898, read first time, referred to Committee on Education.

December 1, 1898, reported favorably, read second time, calendared.

December 5, 1898, read third time and passed.

December 14, 1898, House passed.

December 16, 1898, signed.

December 16, 1898, approved.

Also—

S. 172. To grant authority and power to the court of county commissioners of the county of Escambia to levy and collect a special tax for the payment of any indebtedness due or to become due, for the erection of all necessary public buildings and bridges in said county.

November 29, 1898, read first time, referred to Committee on Finance and Taxation.

December 1, 1898, reported favorably, read second time, calendared.

December 2, 1898, read third time and passed.

December 14, 1898, House passed.

December 16, 1898, signed.

December 16, 1898, approved.

By Mr. Nunnellee—

S. 173. To punish the making or certifying false and fraudulent abstracts of title.

November 29, 1898, read first time, referred to Committee on Judiciary.

December 1, 1898, reported favorably, read second time, calendared.

December 2, 1898, read third time and passed.

February 11, 1899, House passed.

February 15, 1899, signed.

February 17, 1899, approved.

By Mr. Matthews—

S. 174. To authorize the mayor and aldermen of the city of Tuscumbia, Alabama, to issue bonds of said city for an amount not exceeding \$26,000 for the purpose of redeeming the bonds of said city issued under an act of the legislature of Alabama, approved December 12th, 1898, and for draining, grading, macadamizing and improving the streets of said city.

November 29, 1898, read first time, referred to Committee on Finance and Taxation.

December 1, 1898, reported favorably, read second time, calendared.

December 2, 1898, read third time and passed.

December 10, 1898, House passed.

December 12, 1898, signed.

December 14, 1898, approved.

By Mr. Rather—

S. 175. To provide the manner in which certain claims against insolvent estates shall be certified to the probate court for payment.

November 29, 1898, read first time, referred to Committee on Judiciary.

December 1, 1898, reported favorably, read third time, calendared.

December 2, 1898, read third time and passed.

February 18, 1899, House passed, signed.

February 21, 1899, approved.

By Mr. Moody—

S. 176. To further regulate the sale, giving away, or

delivery of spirituous, vinous and malt liquors in the State of Alabama.

November 29, 1898, read first time, referred to Committee on Temperance.

November 30, 1898, reported favorably, read second time. 300 copies ordered printed.

December 13, 1898, special order 12 m., January 25th, 1898.

Amendments.

January 25, 1899, read third time and passed.

January 26, 1899, vote on passage reconsidered, third reading recommitted.

Amended, read third time, passed.

February 16, 1899, House amended and passed.

February 16, 1899, Senate concurs.

February 17, 1899, signed.

February 21, 1899, approved.

By Mr. Brown—

S. 177. To amend Section 3481 (1120) of the Code of Alabama.

November 30, 1898, read first time, referred to Committee on Privileges and Elections.

By Mr. Hall—

S. 178. To repeal an Act for the improvement of roads and bridges in Jackson county, Alabama, approved December 9th, 1896.

November 30, 1898, read first time, referred to Committee on Commerce and Common Carriers.

December 1, 1898, reported favorably, read second time, calendared.

December 5, 1898, read third time and passed.

December 12, 1898, House passed.

December 12, 1898, signed.

December 14, 1898, approved.

By Mr. McCain—

S. 179. To regulate the fine and forfeiture fund of Clay county.

November 30, 1898, read first time, referred to Committee on Judiciary.

December 2, 1898, reported favorably, read second time, calendared.

December 6, 1898, read third time and passed.

December 28, 1898, House passed, signed.

December 28, 1898, approved.

By Mr. Sowell of Walker—

S. 180. For the relief of B. M. Long, R. A. O'Rear, J. R. Cole and B. B. Preston, of Walker county.

November 30, 1898, read first time, referred to Committee on Finance and Taxation.

December 3, 1898, reported favorably, read second time.

December 6, 1898, read third time and passed.

January 30, 1899, House passed, signed.

January 30, 1899, approved.

Also—

S. 181. To provide a charter for the town of Fayette, in Fayette county, Alabama, and to ratify and confirm the incorporation of said town.

November 30, 1898, read first time, referred to Committee on Corporations.

December 5, 1898, reported favorably, read second time, calendared.

December 6, 1898, read third time and passed.

February 8, 1899, House passed.

February 17, 1899, signed.

February 21 1899, approved.

By Mr. Deens of Covington—

S. 182. To require the clerk of the circuit court of Butler county to perform the duties of clerk of the county court of said county, and fixing his fees for such services.

November 30, 1898, read first time, referred to Committee on Finance and Taxation.

December 3, 1898, reported favorably, read second time.

December 6, 1898, read third time and passed.

January 30, 1899, House passed and signed. Approved.

By Mr. Wiley—

S. 183. To amend Section 4 of an act to prevent, in certain cases, the sale, exchange and transportation of cotton in the counties of Montgomery, Bullock, Dallas, Russell, Lowndes, Wilcox, Sumter, Autauga and in beats Nos. 1, 2, 3, 4, 6, 7, 8 and 9 of Hale, and of cotton produced in said counties, approved February 1st, 1879.

November 30, 1898, read first time, referred to Committee on Judiciary.

December 10, 1898, reported favorably, with amendment, read second time.

December 13, 1898, amended, read third time, passed.

February 9, 1899, House passed, signed.

February 17, 1899, approved.

Also—

S. 184. To amend Section 1922 of the Civil Code.

November 30, 1898, read first time, referred to Committee on Judiciary.

December 2, 1898, reported favorably, read second time, calendared.

Also—

S. 185. To provide a form for the writs of fieri facias issued on registered judgments.

November 30, 1898, read first time, referred to Committee on Judiciary.

December 2, 1898, reported favorably, read second time, calendared.

By Mr. Moody, by request—

S. 186. To amend Section 1 of an act entitled an act to amend an act entitled an act to create and establish an Industrial School for White Girls in the State of Alabama, approved February 7th, 1897.

November 30, 1898, read first time, referred to Committee on Education.

By Mr. Lyons—

S. 187. To amend Sections 3525 and 3532 of the Code of Alabama.

November 30, 1898, read first time, referred to Committee on Commerce and Common Carriers.

December 1, 1898, reported favorably, read second time, calendared.

December 5, 1898, amended, read third time, passed.

February 7, 1899, House amended and passed.

February 7, 1899, Senate concurs in House amendment.

February 8, 1899, signed.

February 17, 1899, approved.

By Mr. Cunningham, Mr. Boykin presiding—

S. 188. To amend sub-division 32 of Section 21 and Section 24 of an act entitled "An Act to establish a new charter for the city of Birmingham, Alabama," approved December 12th, 1890.

December 1, 1898, read first time, referred to Committee on Finance and Taxation.

December 3, 1898, reported favorably, read second time.

December 6, 1898, read third time, and passed.

December 12, 1898, House passed.

December 13, 1898, signed.

December 14, 1898, approved.

By Mr. Deans of Shelby—

S. 189. To establish a separate school district to be known as Tallassee school district in Elmore and Tallapoosa counties.

November 30, 1898, read first time, referred to Committee on Education.

By Mr. Abercrombie—

S. 190. To authorize the mayor and council of the town of Edwardsville, in Cleburne county, to issue bonds of said town to the amount of twenty-five hundred dollars.

November 30, 1898, read first time, referred to Committee on Corporations.

December 5, 1898, reported favorably, read second time.

December 7, 1898, read third time and passed.

February 1, 1899, House passed, signed, approved.

By Mr. Brooks—

S. 191. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors or intoxicating bitters or beverages within six miles of Dothan High School, except within the corporate limits of the town of Dothan, in Henry county, Alabama.

December 3, 1898, read first time, referred to Committee on Temperance.

December 2, 1898, reported favorably,
read second time, calendared.

December 6, 1898, read third time and
passed.

December 14, 1898, House passed.

December 16, 1898, signed.

December 16, 1898, approved.

By Mr. Caffee—

S. 192. To establish a new charter for the town of
Prattville in Autauga county, Alabama.

December 1, 1898, read first time refer-
red to Committee on Municipal and County
Organizations.

January 24, 1899, reported favorably,
read second time.

By Mr. Jelks—

S. 193. To provide for publication of treasurer's re-
port of Barbour county.

December 1, 1898, read first time, refer-
red to Committee on Printing.

December 1, 1898, reported favorably,
read second time, calendared.

December 6, 1898, read third time, and
passed.

December 14, 1898, House amends and
passed, Senate concurred in House amend-
ment.

December 16, 1898, signed.

December 16, 1898, approved.

Also—

S. 194. To provide for the publication of the financial
proceedings of the board of revenue of Bar-
bour county.

December 1, 1898, read first time, refer-
red to Committee on Printing.

December 22, 1898, reported favorably,
read second time, calendared.

December 6, 1898, read third time and passed.

December 14, 1898, House passed.

December 14, 1898, signed.

December 14, 1898, approved.

By Mr. Moody—

S. 195. To appropriate to the Alabama Industrial School for White Girls four thousand seven hundred and twenty-nine dollars, which has been appropriated once before.

December 1, 1898, read first time, referred to Committee on Finance and Taxation.

December 3, 1898, reported favorably, read second time.

December 6 1898, read third time and passed.

February 18, 1899, House passed.

February 20, 1899, signed.

February 20, 1899, approved.

By Mr. Stevens—

S. 196. To amend Section 2035 of the Code of 1896.

December 1, 1898, read first time, referred to Committee on Finance and Taxation.

December 3, 1898, reported favorably, read second time.

December 6, 1898, read third time and passed.

February 21, 1899, House amendment passed.

February 21, 1899, Senate concurs House amendment.

February 23, 1899, signed, approved.

Also—

S. 197. To amend Section 2175 of the Code of 1896.

December 1 1898, read first time, referred to Committee on Revision of Laws.

January 26, 1899, reported favorably,
read second time.

February 2, 1899, read third time and
passed.

By Mr. Stevens—

S. 198. To amend Section 2187 of the Code of 1896.

December 1, 1898, read first time, referred to Committee on Revision of Laws.

January 26, 1899, reported favorably,
read second time.

Also, by request—

S. 199. To abolish the court of county commissioners of Coosa county.

December 1, 1898, read first time, referred to Committee on Judiciary.

December 6, 1898, reported favorably,
read second time.

December 13, 1898, read third time and
passed.

Also, by request—

S. 200. To establish a court of county revenues for Coosa county and to define its duties and powers.

December 1, 1898, read first time, referred to Committee on Judiciary.

December 6, 1898, reported favorably,
read second time.

December 13, 1898, read third time and
passed.

By Mr. Rather—

S. 201. To amend Section 1488 of the Code.

December 1, 1898, read first time, referred to Committee on Judiciary.

By Mr. Moody—

S. 202. To amend Section 1621 of the Code of Alabama.

December 2, 1898, read first time, referred to Committee on Privileges and Elections.

December 6, 1898, reported favorably, read second time.

January 28, 1899, read third time and passed.

By Mr. Nunnellee—

S. 203. To provide for the regulation of corporations, companies or associations transacting the business of life insurance in this State upon the mutual, co-operative or assessment plan and requiring fraternal organizations paying benefits to its members to file annual reports.

December 2, 1898, read first time, referred to Committee on Banking and Insurance.

January 30, 1899, reported favorably, read second time with amendment.

January 31, 1899, amendment adopted, read third time and passed.

February 16, 1899, House passed.

February 17, 1899, signed.

February 21, 1899, approved.

By Mr. Cunningham—

S. 204. To establish a board of commissioners of police for the city of Bessemer, Alabama, to provide for the appointment of such commissioners to define their powers and duties and to regulate the police department of said city.

December 2, 1898, read first time, referred to Committee on Finance and Taxation.

By Mr. Rather—

S. 205. To prohibit hunting on the lands of another without the written consent of the owner or the person in charge, north of the line be-

tween townships 4 and 5 in Lawrencecounty, Alabama.

December 2, 1898, read first time, referred to Committee on Local Legislation.

December 3, 1898, reported favorably, read second time.

December 6, 1898, read third time and passed.

February 21, 1899, House passed.

February 23, 1899, signed, approved.

By Mr. Lyons—

S. 206. To authorize the mayor and general council of the city of Mobile, to issue bonds for the purpose of paving or otherwise improving the streets of the city of Mobile.

December 2, 1898, read first time, referred to Committee on Municipal and County Organizations.

December 6, 1898, reported favorably, read second time.

December 9, 1898, read third time and passed.

January 28, 1899, House passed, approved.

January 28, 1899, signed.

By Mr. Moody—

S. 207. To reduce the capital stock of the Tuscaloosa Coal, Iron and Land Company, a corporation.

December 3, 1898, read first time, referred to Committee on Corporations.

December 5, 1898, reported favorably, read second time.

December 7, 1898, read third time and passed.

December 14, House passed.

December 16, 1898, signed.

December 16, 1898, approved.

By Mr. Wiley—

S. 208. To relieve Josie W. Hubbard, of Montgomery county, of the disabilities of non-age.

December 3 1898, read first time referred to the Committee on Judiciary.

December 6 1898, reported favorably, read second time.

December 9, 1898, read third time and passed.

February 10, 1899, House passed signed.

February 17, 1899, approved.

By Mr. Thompson—

S. 209. To provide for the vaccination of pupils who attend the schools and colleges of this State.

December 3, 1898, read first time referred to Committee on Public Health.

January 27, 1899, reported favorably, read second time.

February 1, 1899, read third time, lost.

February 2, 1899, passage recommended, read third time reconsidered, recom. passed House.

February 3, 1899, reported favorably, read second time.

Also—

S. 210. To provide for compulsory vaccination when required, to protect the people of the State against smallpox.

December 3, 1898, read first time, referred to Committee on Public Health.

January 27, 1899 reported favorably, read second time.

February 1, 1899, reconsidered, passed the House.

February 2, 1899, reported favorably, with amendment, read second time.

February 8, 1899, additional amendment pending.

February 8, 1899, additional amendment passed.

By Mr. Cunningham—

S. 211. To incorporate the East Lake Water and Electric Company, and to confer upon said company certain corporate power.

December 3, 1898, read first time, referred to Committee on Corporations.

December 5, 1898, reported favorably, read second time.

December 7, 1898, read third time and passed.

December 14, 1898, House passed.

December 16, 1898, signed.

December 16, 1898, approved.

By Mr. Wiley—

S. 212. To provide a uniform system for making final and complete record in criminal cases by clerks of the circuit, city and criminal courts of this State, and for their compensation.

December 3, 1898, read first time, referred to the Committee on Judiciary.

December 6, 1898, reported favorably, read second time.

February 3, 1899, read third time, passed, unengrossed.

By Mr. Rather—

S. 213. To amend Section 1588 of the Code of Alabama of 1896, so far as the same relates to Lawrence county.

December 5, 1898, read first time, referred to Committee on Privileges and Elections.

December 6, 1898, reported favorably, read second time.

December 9, 1898, read third time and passed.

February 1, 1899, House passed.

February 1, 1899, signed.

By Mr. McCain—

S. 214. To amend Sections 9, 10, 17, 25 and 26 of an act to establish a new charter for the city of Talladega, approved December 9, 1896.

December 5, 1898, read first time, referred to Committee on Judiciary.

Read second time.

By Mr. Brooks—

S. 215. To prohibit the sale of alcoholic, vinous or malt liquors in the county of Geneva, except in incorporated towns.

December 5, 1898, read first time, referred to Committee on Temperance.

December 6, 1898, reported favorably, read second time.

December 14, 1898, read third time and February 18, 1899, House passed, signed.

passed.

February 21, 1899, approved.

By Mr. Sowell of Limestone—

S. 216. To repeal so much of the act entitled an act to prohibit the sale, giving away or otherwise disposing of any alcoholic, vinous or malt liquors or other intoxicating drinks or beverages within three miles of Wesley's Chapel in Shoalford beat, also beats 5, 6 and 7, known respectively as Gilbertsboro, Wickham and Pleasant Grove, in West Limestone county, as applies to beats 5, 6 and 7.

December 5, 1898, read first time, referred to Committee on Temperance.

December 8, 1898, reported favorably, read second time.

February 20, 1899, read third time and passed as amended.

February 23, 1899, House passed.

February 23, 1899, signed, approved.

By Mr. Rather—

S. 217. To amend an act entitled an act to regulate the payment of the claims against the fine and forfeiture fund of Morgan county, Alabama, approved February 15th, 1897.

December 5, 1898, read first time, referred to Committee on Finance and Taxation.

December 7, 1898, reported favorably, read second time.

December 9, 1898, read third time and passed.

December 14, 1898, House passed.

December 16, 1898, signed.

December 16, 1898, approved.

By Mr. Moody—

S. 218. To forbid county officers from purchasing books and stationery without first obtaining consent of the court of county commissioners or board of public revenue.

December 5, 1898, read first time, referred to Committee on Printing.

February 9, 1899, reported favorably, read second time.

By Mr. Nunnallee—

S. 219. To confirm the incorporation of the Harmony Club, Selma, Alabama, and to enlarge the powers and capacities of said club.

December 5, 1898, read first time, referred to Committee on Corporations.

December 7, 1898, reported favorably, read second time.

February 1, 1899, read third time and passed.

February 8, 1899, House passed, signed.
February 17, 1899, approved.

By Mr. Lyons, by request—

S. 220. To amend Section 5616 of the Code.

December 6, 1898, read first time, referred to Committee on Revision of Laws.

December 13, 1898, reported favorably, read second time.

January 25, 1899, read third time and passed.

By Mr. Wiley—

S. 221. To regulate the introduction of testimony in cases where the genuineness of signatures or writings is in dispute.

December 6, 1898, read first time, referred to Committee on Judiciary.

February 1, 1899, reported favorably, read second time.

By Mr. Nunnallee—

S. 222. To authorize the Southern Railway Company to discontinue the use of that part of its railroads west of the town of York, in Alabama, in the direction of Lauderdale station in Mississippi.

December 6, 1898, read first time, referred to Committee on Corporations and Common Carriers.

December 7, 1898, reported favorably, read second time.

January 25, 1899, read third time and passed.

February 7, 1899, House passed, signed.
February 8, 1899, approved.

By Mr. Deans of Shelby, by request—

S. 223. To authorize the court of county commissioners of Elmore county, to settle or compromise the claim of the county of Elmore,

under the public will and testament of H. B. Tulane, deceased, late of Elmore county.

December 7, 1898, read first time, referred to Committee on Finance and Taxation.

December 9, 1898, reported favorably, read second time.

December 12, 1898, read third time and passed.

February 20, 1899, House amendment passed, Senate concurs.

February 21, 1899, signed, approved.

Also—

S. 224. To prescribe for the payment of certain fees to the sheriff of Elmore county.

December 7, 1898, read first time, referred to Committee on Judiciary.

December 13, 1898, reported favorably, read second time.

January 27, 1899, read third time and passed.

February 20, 1899, Senate considers House amendment.

February 21, 1899, House passed.

February 23, signed.

By Mr. Nunnallee—

S. 225. To confirm and amend the incorporation of Central City Building and Loan Association, of Selma, Alabama, and to give it additional powers and privileges.

December 7, 1898, read first time, referred to Committee on Corporations.

December 12, 1898, reported favorably, amended, read second time, calendared.

December 14, 1898, amendment adopted, read third time, passed.

February 8, 1899, House passed.

February 8, 1899, signed.

February 9, 1899, joint resolution recalling from Governor, House concurs.

February 10, 1899, House concurs.
 February 15, 1899, signatures erased.
 February 15, 1899, re-signed.
 February 17, 1899, approved.

By Mr. Sowell of Walker—

S. J. R. 226. To the Congress of the United States, asking the appropriation of sufficient money to complete the improvement of the Warrior river, etc.

December 7, 1898, read first time, referred to Committee on Rules.

By Mr. Rather—

S. 227. To amend Section 3755 (72) of the Code of Alabama of 1896.

December 8, 1898, read first time, referred to Committee on Judiciary.

December 13, 1898, reported favorably, read second time.

January 25, 1899, recommitted to Judiciary.

January 31, 1899, read third time and passed.

By Mr. McCain—

S. 228. To amend Sections 1, 2 and 4 of an act entitled an act to amend Sections 1, 2 and 11 of an act entitled an act to regulate the practice of pharmacy and sale of poisons in towns and cities of more than 500 inhabitants in the State of Alabama, approved February 18th, 1897.

December 8, 1898, read first time, referred to Committee on Public Health.

January 27, 1899, reported favorably, read second time.

February 8, 1899, read third time and passed.

By Mr. Grant—

S. 229. To establish a board of revenue for Choctaw county.

December 8, 1898, read first time, referred to Committee on Local Legislation.

December 13, 1898, reported favorably, read second time.

Also—

S. 230. To establish the court of county commissioners of Choctaw county.

December 8, 1898, read first time, referred to Committee on Local Legislation.

December 13, 1898, reported favorably, read second time.

By Mr. Matthews—

S. 231. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters or beverages within three miles of the M. E. Church, south, in the town of Phil Campbell, Franklin county.

December 8, 1898, read first time, referred to Committee on Temperance.

December 9, 1898, reported favorably, read second time.

By Mr. Moody—

S. 232. To constitute the town of North Port, in certain contiguous territory, a separate school district and to provide for the maintenance and management of the public schools in said school district.

December 8, 1898, read first time, referred to Committee on Education.

January 31, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 16, 1899, House passed, signed.

February 17, 1899, approved.

By Mr. McCain—

- S. 233. To abolish the county court of Clay county, organized under the general statutes of Alabama, and to confer the power and jurisdiction of said abolished court upon the county court of Clay county, recently established by this legislature for said county of Clay, and to provide for the transfer of all cases pending in said abolished court to the new court so established.

December 9, 1898, read first time, referred to Committee on Judiciary.

December 10, 1898, reported favorably, read second time.

December 13, 1898, read third time and passed.

Approved.

By Mr. Wiley—

- S. 234. To repeal Section 1017 of the revised Code of 1896.

December 9, 1898, read first time, referred to Committee on Judiciary.

February 1, 1899, reported favorably, read second time.

By Mr. Rather—

- S. 235. Regulating the office of county superintendent of education in the counties of Lawrence, Calhoun, Saint Clair and Cleburne.

December 9, 1898; referred to Committee on Judiciary.

December 12, 1898, reported favorably, with amendment, read second time, calendared.

December 13, 1898, amendment adopted, read third time and passed.

February 20, 1899, House passed.

February 21, 1899, signed, approved.

By Mr. Wiley—

S. 236. To repeal an act to require Fire Insurance Companies doing business in the county of Montgomery, to pay annually two hundred dollars each to a fund for the benefit of the fire companies of the city of Montgomery. To provide a penalty for a failure or refusal to pay said fund, and to regulate the disposition of said fund, approved February 10, 1897.

December 9, 1898, read first time, referred to Committee on Judiciary.

December 13, 1898, reported favorably, read second time.

February 1, 1899, read third time and passed, ordered engrossed.

February 18, 1899, House passed, signed.

February 21, 1899, approved.

By Mr. Stevens—

S. 237. To create a separate school district in the county of Tallapoosa, to be known as "Zion Grove School" and to define the boundaries thereof.

December 10, 1898, read first time, referred to Committee on Education.

January 30, 1899, reported favorably, read second time.

January 31, 1899, read third time and passed.

February 21, 1899, House passed.

February 23, 1899, signed, approved.

By Mr. Lyons—

S. 238. For the relief of the Christian and Craft Company, a corporation, by refunding to it a portion of the amount paid by it for a

license to transact business as a corporation.

December 10, 1898, read first time, referred to Committee on Finance and Taxation.

December 13, 1898, reported adversely, read second time.

Also—

S. 239. For the relief of the Christian and Craft Company, a corporation, by refunding to it a portion of the amount paid by it for a license to transact business as wholesale liquor dealers.

December 10, 1898, read first time, referred to Committee on Finance and Taxation.

February 8, 1899, House passed.

By Mr. Wiley—

S. 240. To authorize the judge of the city court, of Montgomery, to limit the time within which bills of exception may be presented in criminal cases in said court.

December 10, 1898, read first time, referred to Committee on Judiciary.

December 13, 1898, reported favorably, read second time.

February 1, 1899, read third time and passed, unengrossed.

February 8, 1899, House passed, signed.

February 17, 1899, approved.

By Mr. Sowell of Walker—

S. 241. To legalize the acts of the Jury Commissioners of Walker county, Alabama, in filling the jury box of said county and the drawing of the grand and petit jurors therefrom in November, 1898, for the year 1899.

December 10, 1898, read first time, referred to Committee on Judiciary.

December 13, reported favorably, read second time.

January 27, 1899, read third time and passed.

February 18, 1899, House passed, signed.

February 21, 1899, approved.

By Mr. Windham—

S. 242. To amend an act entitled an act for the relief of Peter Wier, J. B. Buntin and R. M. Long, of Pickens county, approved February 18th, 1897, (Acts 1896-7, page 1415), so as to read as follows.

December 12, 1898, read first time referred to Committee on Finance and Taxation.

December 13, 1898, reported favorably, read second time.

December 14, 1898, read third time and passed.

January 30, 1899, House passed, signed.

Approved.

By Mr. Meador—

S. 243. To amend Section 3916 of the Code of Alabama.

December 12, 1898, read first time, referred to Committee on Finance and Taxation.

December 13, 1898, reported favorably, read second time.

January 25, 1899, recommitted to Finance and Taxation.

By Mr. Wiley—

S. 244. To amend Section 1196 of the Code.

December 13, 1898, read first time, referred to Committee on Judiciary.

January 31, 1899, reported favorably, read second time.

February 1, 1899, read third time and passed.

February 6, 1899, House passed, signed.

February 8, 1899, approved.

By Mr. Horton—

- S. 245. To provide the manner of entry upon the records, of satisfaction in whole or in part of mortgages, deeds of trust, judgments, mechanics' liens and other recorded liens and give effect thereto.

December 13, 1898, read first time, referred to Committee on Judiciary.

February 1, 1899, reported favorably, read second time.

By Mr. Stevens—

- S. 246. To prohibit stock from running at large in beats 4 and 5 in Coosa county, in this State, and make a penalty for its violation.

December 13, 1898, read first time, referred to Committee on Local Legislation.

December 14, 1898, reported favorably, read second time.

By Mr. Thompson, by request—

- S. 247. To amend an act which relates to the Southern University, an institution of learning, located in Greensboro, in Hale county, Alabama, and which was approved February 16th, 1883, and which is act No. 223, House Bill 701, and which is printed in the acts of the general assembly of Alabama on pages 393, 394, 395 and 396.

December 13, 1898, read first time, referred to Committee on Temperance.

December 14, 1898, reported favorably, read second time.

By Mr. Hall—

- S. 248. For the relief of O. D. Street.

December 13, 1898, read first time, referred to Committee on Finance and Taxation.

February 20, 1899, reported favorably, read second time.

By Mr. Meador—

- S. 249. To change the name of the "Alabama Baptist Colored University" to that of "Selma University" and to confer additional powers.

December 13, 1898, read first time, referred to Committee on Education.

By Mr. Pulley—

- S. 250. To repeal sub-division No. 43 of Section 4122, Code of Alabama, (1896), so far as the same applies to the county of Madison, in the State of Alabama.

December 14, 1898, read first time, referred to Committee on Revision of Laws.

January 26, 1899, reported favorably, read second time.

January 27, 1899, read third time and passed.

February 20, 1899, House passed.

February 21, 1899, signed, approved.

Also—

- S. 251. To further prevent the sale, or other disposal of spirituous, vinous or malt liquors on the Sabbath day.

December 14, 1898, read first time, referred to Committee on Temperance.

January 24, 1899, reported favorably, read second time.

Also—

- S. 252. To repeal sub-division one of Section 4122 of Code of Alabama, (1896), so far as the same applies to the county of Madison, in the State of Alabama.

December 14, 1898, read first time, referred to Committee on Revision of Laws.

January 2, 1899, reported favorably, read second time.

February 1, 1899, read third time and passed.

February 17, 1899, House passed, signed.

January 17, 1899, approved.

Also—

- S. 253. To amend sub-division one of Section 4122 of Code of 1896.

December 14, 1898, read first time, referred to Committee on Revision of Laws.

January 26, 1899, reported favorably, read second time.

By Mr. Cunningham, by request, Mr. Boykin presiding—

- S. 254. To amend Sections 3, 7 and 8 of act entitled an act to regulate the practice of dentistry in the State of Alabama, as amended February 28th, 1887.

December 14, 1898, read first time, referred to Committee on Judiciary.

February 1, 1899, reported favorably, read second time.

February 9, 1899, read third time and passed.

Also—

- S. 255. To authorize the board of mayor and aldermen of the town of Pratt City, in Jefferson county, Alabama, to issue and negotiate bonds of said town to an amount not exceeding twenty-five thousand dollars (\$25,000.00) for the establishing and maintaining of a system of water works for the fire department and sanitary and domestic uses, and providing for the redemption of said bonds.

December 14, 1898, read first time, referred to Committee on Finance and Taxation.

February 1, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 21, 1899, House passed.

February 23, 1899, signed, approved.

By Mr. Nunnellee—

S. 256. To fix the time of holding the circuit court of St. Clair county, and to dispense with a grand jury in said circuit court unless such jury be ordered by the judge thereof.

December 14, 1898, read first time, referred to Committee on Judiciary.

By Mr. Windham—

S. 257. To better provide for the indiscrimination of the support of the State government by the different counties of the State of Alabama.

December 14, 1898, read first time, referred to Committee on Finance and Taxation.

By Mr. Pulley—

S. 258. To authorize and empower the Merrimack Manufacturing Company, a corporation of the State of Massachusetts, to own, build, construct, purchase or operate cotton mills and other manufactories in Madison county, in this State, to confer upon it other powers enumerated in this act, and to exempt its mills and factories so erected from taxation for ten years.

January 24, 1899, read first time, referred to Committee on Finance and Taxation.

February 10, 1899, reported favorably, read second time.

By Mr. Thomason—

S. 259. To appoint a jury commission for the county of Cleburne and to prescribe their duties.

January 24, 1899, read first time, red to Committee on Judiciary.

January 27, 1899, reported favorably,
read second time.

February 1, 1899, read third time and
passed.

February 8, 1899, House passed.

February 8, 1899, signed.

February 17, 1899, approved.

By Mr. Stevens—

S. 260. To relieve George Campbell, Mary Campbell and Ella Campbell, of the disabilities of minority.

January 1, 1899, read first time, referred to Committee on Privileges and Elections.

February 3, 1899, reported favorably,
read second time.

February 7, 1899, read third time and
passed, unengrossed.

February 20, 1899, House passed.

February 21, 1899, signed, approved.

Also,

S. 261. To amend Sections 1616, 1621, 1622, 1623 and to repeal Sections 1627 and 1628, all of the Code of 1896.

January 24, 1899, read first time, referred to Committee on Privileges and Elections.

Also—

S. 262. To establish a new charter for the town of Alexander City, in the county of Tallapoosa.

January 24, 1899, read first time, referred to Committee on Corporations and Common Carriers.

January 25, 1899, reported favorably,
read second time.

January 26, 1899, read third time and
passed.

February 20, 1899, House passed.
February 23, 1899, signed, approved.

By Mr. Sowell of Walker—

S. 263. To amend Section 566 of the Code of Alabama.

January 24, 1899, read first time, referred to Committee on Judiciary.

January 27, 1899, reported favorably, read second time.

By Mr. Grant, with notice of proof—

S. 264. For the relief of B. J. Coate, M. C. Coate, E. Y. Howell, Clara E. Howell and Sarah J. Howell.

January 24, 1899, read first time, referred to Committee on Privileges and Elections.

February 18, 1899, reported favorably, read second time.

Also—

S. 265. To allow the registers in chancery of Clark and Choctaw counties, compensation for ex-officio services.

January 24, 1899, read first time, referred to Committee on Judiciary.

January 27, 1899, reported favorably, read second time.

January 28, 1899, read third time and passed amendment.

February 21, 1899, House amendment passed. Senate concurs House amendment.

February 23, 1899, signed.

Also—

S. 266. To amend Section 1 of an act entitled an act to preserve game animals and birds in the counties of Washington, Clark and DeKalb.

January 24, 1899, read first time, referred to Committee on Revision of Laws.

January 26, 1899, reported favorably, read second time.

January 27 1899, read third time and passed.

February 20, 1899 House passed.

February 21 1899, signed, approved.

By Mr. Jenkins, with notice of proof—

S. 267. To relieve Leigh Pagues, of Wilcox county, Alabama, a minor seventeen years of age, of the disabilities of non-age.

January 24, 1899, read first time, referred to Committee on Judiciary.

January 25. 1899, reported favorably, read second time.

January 27, 1899, read third time and passed.

February 9, 1899, House passed, signed.

February 17, 1899, signed, approved.

By Mr. Brooks—

S. 268. To authorize the board of mayor and aldermen of the town of Dothan to issue and negotiate bonds of said town to an amount not exceeding fifteen thousand dollars for the erection of a school building in said town of Dothan and providing for the redemption of said bonds.

January 24, 1899, read first time, referred to Committee on Finance and Taxation.

February 1, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 9, 1899, House passed, signed.

February 17, 1899, approved.

Also—

S. 269. To establish the town of Dothan, Henry coun-

ty, Ala., into a separate school district, and for other purposes.

January 24, 1899, read first time, referred to Committee on Education.

February 4, 1899, reported favorably, read second time.

By Mr. Jelks—

S. 270. To amend Section 1441 of the Code regulating actions of slander and libel.

January 24, 1899, read first time, referred to Committee on Revision of Laws.

January 26, 1899, reported favorably, read second time.

January 31, 1899, read third time. Passed.

February 18, 1899, House amended, passed, Senate concurs.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Wiley, with notice of proof—

S. 271. For the relief of H. L. Wigglesworth, of Montgomery county.

January 24, 1899, read first time, referred to Committee on Corporations.

February 1, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 20, 1899, House passed.

February 21, 1899, signed, approved. .

Also—

S. 272. To authorize private business corporations incorporated under the laws of this State, to hold stockholders' and directors' meetings, and do corporate acts in other States in the Union.

January 24, 1899, read first time, referred to Committee on Corporations.

February 1, 1899, reported favorably, read second time.

Also, with notice and proof—

S. 273. For the relief of J. M. Bell.

January 24, 1899, read first time, referred to Committee on Corporations.

By Mr. Thompson—

S. 274. To incorporate Starke's Classical and Scientific school at Montgomery, Montgomery county, Alabama.

January 24, 1899, read first time, referred to Committee on Corporations.

January 27, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

By Mr. Lyons—

S. 275. To authorize and empower the city of Mobile to grant to the Mobile Railway Terminal company the right to lay railway tracks upon, along, over, or under the streets or alleys of said city, and to construct passenger or freight depots or stations across, along, over or under any street or alley of the said city.

January 24, 1899, read first time, referred to Committee on Municipal and County Organization.

January 26, 1899, reported favorably, read second time.

January 27, 1899, read third time and passed.

February 2, 1899, House passed.

February 2, 1899, signed, approved.

Also—

S. 276. To enable producers, gatherers and croppers of crude turpentine and manufactured tur-

pentine and rosin to convey the same by mortgage, when produced, gathered or manufactured within eighteen months from date of the mortgage.

January 24, 1899, read first time, referred to Committee on Judiciary.

January 27, 1899, reported favorably read second time.

February 2, 1899, read third time and passed.

February 21, 1899, House passed.

February 21, 1899, signed, approved.

Also—

S. 277. To promote the health of the city of Mobile by authorizing and empowering the mayor and general council of the city of Mobile to adopt ordinances compelling the householders of said city to connect their cesspools, urinals, privy vaults and boxes with the sewerage system to be constructed by the said city of Mobile or other sewerage system.

January 24, 1899, read first time, referred to Committee on Municipal and County Organization.

January 26, 1899, reported favorably, read second time.

January 27, 1899, read third time and passed.

February 10, 1899, House amends, Senate concurs, signed.

February 15, 1899, signed.

February 17, 1899, approved.

Also, with notice and proof—

S. 278. To incorporate the Mobile Tammany Society.

January 24, 1899, read first time, referred to Committee on Corporations.

January 27, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 20, 1899, House passed.

February 21, 1899, signed, approved.

Also—

S. 279. To amend Section 1566 of the Code of Alabama of 1896, so far as the same relates to Mobile county.

January 24, 1899, read first time, referred to Committee on Revision of Laws.

January 27, 1899, reported favorably, read second time.

February 1, 1899, read third time. Passed.

February 10, 1899, House passed, signed.

February 17, 1899, approved.

Also—

S. 280. To amend Sections 869, 870 and 872 and repeal Section 871 of the Code, so as to abolish the allowance of days of grace in the State.

January 24, 1899, read first time, referred to Committee on Judiciary.

By Mr. Cunningham—

S. 281. To repeal subdivision two (2) of Section 3372 of the Code of 1896 so far as the same relates to Jefferson county.

January 24, 1899, read first time, referred to Committee on Judiciary.

January 27, 1899, reported favorably, read second time.

January 31, 1899, read third time. Passed.

February 21, 1899, House passed.

February 23, 1899, signed, approved.

Also—

S. 282. To authorize certain officers in the State of Alabama to use typewriters in making records in their offices.

January 24, 1899, read first time, referred to Committee on Judiciary.

January 27, 1899, reported favorably, read second time.

January 31, 1899, amended, read third time. Passed.

February 21, 1899, House amends, passed, and Senate concurs in House amendments.

February 23, 1899, signed, approved.

Also—

S. 283. To make false swearing, in order to procure a marriage license, perjury, and to fix the punishment therefor.

January 24, 1899, read first time, referred to Committee on Judiciary.

January 27, 1899, reported favorably, read second time.

January 31, 1899, read third time. Passed.

By Mr. Sowell of Walker—

S. 284. To regulate the fine and forfeiture fund of Walker county and the disposal of monies arising from fines, forfeitures and convict labor.

January 24, 1899, read first time, referred to Committee on Local Legislation.

January 25, 1899, reported favorably, read second time.

January 27, 1899, read third time and passed.

February 8, 1899, House passed.

February 9, 1899, signed.

February 17, 1899, approved.

By Mr. Rather—

S. 285. To appropriate seven thousand dollars for the equipment of the Auditor's office with metal files and a fire proof place of storage for rec-

ords, files and other important papers belonging to said office.

January 25, 1899, read first time, referred to Committee on Finance and Taxation.

By Mr. Pulley—

S. 286. To fix the time and regulate the holding of the circuit court of Madison county, Alabama.

January 25, 1899, read first time, referred to Committee on Revision of Laws.

January 26, 1899, reported favorably, read second time.

January 27, 1899, read third time and passed.

February 20, 1899, House amends, passed.

February 21, 1899, Senate concurs House amendments.

February 23, 1899, signed, approved.

By Mr. McCain—

S. 287. To provide for the payment of certain fees of the solicitor of the city court of Talladega in two felony cases sentenced to the penitentiary in 1897.

January 25, 1899, read first time, referred to Committee on Judiciary.

February 1, 1899, reported favorably, read second time.

Also—

S. 288. To grant E. A. Stansel, a citizen of Clay county, Alabama, license to peddle in Clay, Cleburne and Calhoun counties.

January 25, 1899, read first time, referred to Committee on Finance and Taxation.

Also—

S. 289. To amend the stock law of Clay county, so far as the same refers to precinct No. 1.

January 25, 1899, read first time, referred to Committee on Local Legislation.

January 26, 1899, reported favorably, read second time.

January 27, 1899, read third time and passed.

February 7, 1899, House passed.

February 7, 1899, signed.

February 8, 1899, approved.

Also—

S. 290. To amend Sections six (6) and twenty-five (25) of an Act approved February 18, 1895, entitled "An Act to amend an Act entitled 'An Act to establish a city court for the county of Talladega,'" approved February 23, 1893.

January 25, 1899, read first time, referred to Committee on Judiciary.

January 27, 1899, reported favorably, read second time.

January 28, 1899, read third time. Passed.

February 4, 1899, House passed.

February 6, 1899, signed.

February 17, 1899, approved.

By Mr. Sowell of Walker—

S. 291. To regulate the sale of grape wine in beats 2 and 17, Walker county, Alabama.

January 25, 1899, read first time, referred to Committee on Temperance.

January 26, 1899, reported favorably, read second time.

January 27, 1899, read third time and passed.

February 8, 1899, House passed.

February 9, 1899, signed.

February 17, 1899, approved.

Also—

S. 292. To declare Sipsey and Mulberry rivers navigable streams within certain limits and to prohibit the obstruction of the same.

January 25, 1899, read first time, referred to Committee on Privileges and Elections.

February 3, 1899, reported favorably, read second time.

February 4, 1899, read third time. Passed.

February 21, 1899, House passed.

February 23, 1899, signed, approved.

Also—

- S. 293. To provide for the payment to Paul Delenne & Company and G. H. Wright & Company of money paid for State licenses to retail liquor, but afterwards prohibited from using by Act of the Legislature.

January 25, 1899, read first time, referred to Committee on Finance and Taxation.

By Mr. Nunnallee—

- S. 294. To make an appropriation to provide for the better equipment of the office of the superintendent of education.

January 25, 1899, read first time, referred to Committee on Education.

By Mr. Lyons—

- S. 295. To amend Section 1 of an Act entitled "An Act to amend Section 4 of an Act entitled 'An Act to regulate the mode of selecting, drawing and empaneling grand and petit juries for Mobile county,'" approved February 20, 1883, which said Act was approved February 18, 1897.

January 25, 1899, read first time, referred to Committee on Municipal and County Organization.

January 26, 1899, reported favorably, read second time.

January 27, 1899, read third time and passed.

February 3, 1899, House passed, signed, approved.

Also, with notice and proof—

- S. 296. To amend an Act entitled "An Act to amend Sections 1, 5 and 11 of an Act to incorporate the Bienville Water Supply company," approved February 19, 1883.

January 25, 1899, read first time, referred to Committee on Municipal and County Organization.

February 17, 1899, reported favorably, read second time.

February 20, 1899, read third time. Passed.

February 23, 1899, House passed, signed, approved.

By Mr. Thompson—

- S. 297. To repeal an Act "To allow the sheriffs of Macon and other counties therein named the same compensation for executing process of any kind in the justice court as is now allowed by law for the same services in the circuit court," approved February 15, 1885, so far as the county of Macon is concerned.

January 25, 1899, read first time, referred to Committee on Finance and Taxation.

February 1, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 16, 1899, House passed, signed.

February 17, 1899, approved.

Also, with notice and proof—

- S. 298. To incorporate the African Methodist Episcopal Zion church campground in Macon county, and to authorize and empower the trustees to pass and enforce rules and regulations to maintain and preserve good order

within one mile of said campground and to control its management.

January 25, 1899, read first time, referred to Committee on Temperance.

January 26, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 21, 1899, signed, approved.

By Mr. Cunningham—

S. 299. To amend Section 2442 of the Code of Alabama.

January 25, 1899, read first time, referred to Committee on Public Health.

January 30, 1899, reported favorably, read second time.

February 8, 1899, read third time. Passed, unengrossed.

Also—

S. 300. To amend Section 5333 of the Code of Alabama.

January 25, 1899, read first time, referred to Committee on Public Health.

January 30, 1899, reported favorably, read second time.

February 8, 1899, read third time. Passed, unengrossed.

Also—

S. 301. To provide for chemical and microscopical examinations in the interest of the sick and afflicted people of the State.

January 25, 1899, read first time, referred to Committee on Public Health.

January 30, 1899, reported favorably, read second time.

February 8, 1899, read third time. Passed, unengrossed.

By Mr. Sowell of Limestone, by request—

S. 302. To confirm the incorporation of the Standard club of Montgomery, Alabama, and to enlarge the powers and capacities of said club.

January 25, 1899, read first time, referred to Committee on Corporations.

January 27, 1899, reported favorably, read second time.

February 1, 1899, read third time. Passed.

February 11, 1899, House passed.

February 15, 1899, signed.

February 17, 1899, approved.

By Mr. Nunnellee—

S. 303. To amend an Act entitled "An Act to provide for the permanent location of the county site of Calhoun county by a vote of the qualified electors of said county," approved November 30, 1898.

January 25, 1899, read first time, referred to Committee on Local Legislation.

January 27, 1899, reported favorably, read second time.

By Mr. Moody—

S. 304. For the improvement of the public roads of Tuscaloosa county, to authorize the court of county commissioners to appropriate and set apart annually a certain sum out of the taxes paid for general purposes for the improvement of said roads, to appoint a road supervisor for said county, prescribe his duties and powers, and to provide generally for the working of said roads.

January 25, 1899, read first time, referred to Committee on Finance and Taxation.

February 1, 1899, reported favorably, read second time.

By Mr. Pulley—

S. 305. To establish Fisk school district in Madison county, Alabama.

January 25, 1899, read first time, referred to Committee on Education.

February 3, 1899, reported favorably, read second time.

February 6, 1899, read third time. Passed.

February 21, 1899, House passed.

February 23, 1899, signed approved.

By Mr. Stevens—

S. 306. To prevent stock from running at large in Talapoosa county.

January 25, 1899, read first time, referred to Committee on Local Legislation.

January 26, 1899, reported favorably, read second time.

January 27, 1899, read third time and passed.

February 21, 1899, House passed.

February 23, 1899, signed, approved.

By Mr. McCain—

S. 307. To establish the Ashville school district in St. Clair county.

January 25, 1899, read first time, referred to Committee on Education.

January 28, 1899, reported favorably, read second time.

January 31, 1899, read third time. Passed.

By Mr. Rather—

S. 308. To incorporate the town of Hillsboro, in Lawrence county.

January 26, 1899, read first time, referred to Committee on Municipal and County Organization.

January 28, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 20, 1899, House passed.

February 21, 1899, signed, approved.

By Mr. Matthews—

- S. 309. To correct erroneous sales of property for taxes, to provide for the protection of real estate bid in by the State at tax sale, and to regulate and provide for the sale and redemption of real estate bid in for the State at tax sale.

January 26, 1899, read first time, referred to Committee on Finance and Taxation.

February 1, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

Also—

- S. 310. To amend Section 2 of an Act to consolidate and adjust the bonded debt of the State of Alabama, approved February 18, 1895.

January 26, 1899, read first time, referred to Committee on Finance and Taxation.

Also—

- S. 311. To amend Section 8 of an Act to consolidate and adjust the bonded debt of the State of Alabama, approved February 18, 1895.

January 26, 1899, read first time, referred to Committee on Finance and Taxation.

Also—

- S. 312. To amend Section 6 of an Act to consolidate and adjust the bonded debt of the State of Alabama, approved February 18, 1895.

January 26, 1899, read first time, referred to Committee on Finance and Taxation.

February 7, 1899, reported favorably, with substitute, read second time.

February 8, 1899, sub. ad., read third time. Passed.

February 16, 1899, House passed, signed.

February 17, 1899, approved.

By Mr. Lyons—

S. 313. To amend subdivision 9 of Section 1163 of the Code of Alabama.

January 26, 1899, read first time, referred to Committee on Commerce and Common Carriers.

January 27, 1899, reported favorably, read second time.

January 31, 1899, read third time. Passed.

February 15, 1899, House passed, signed.

February 17, 1899, approved.

By Mr. Lee—

S. 314. To authorize the sheriffs of the State of Alabama to buy, keep and maintain bloodhounds for the use of their respective counties.

January 26, 1899, read first time, referred to Committee on Finance and Taxation.

By Mr. Jenkins—

S. 315. To amend Section 3645 of the Code.

January 26, 1899, read first time, referred to Committee on Education.

By Mr. Sowell of Walker, by request—

S. 316. To establish a county court for the county of Shelby.

January 26, 1899, read first time, referred to Committee on Judiciary.

By Mr. Deans of Shelby—

S. 317. To incorporate Kowaliga Academic and Industrial school for the colored race.

January 26, 1899, read first time, referred to Committee on Corporations.

January 27, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 9, 1899, House passed, signed.

February 17, 1899, approved.

By Mr. Thompson—

S. 318. To amend Section 1532 of the Code of Alabama.

January 26, 1899, read first time, referred to Committee on Judiciary.

By Mr. Pulley—

S. 319. To further regulate liens of landlords for rent.

January 27, 1899, read first time, referred to Committee on Revision of Laws.

By Mr. Rather—

S. 320. To regulate the fees of the sheriff and clerk of the circuit court of Lawrence county for ex officio services.

January 27, 1899, read first time, referred to Committee on Judiciary.

January 28, 1899, reported favorably, read second time.

January 31, 1899, read third time. Passed.

February 8, 1899, House passed.

February 9, 1899, signed.

February 17, 1899, approved.

By Mr. Sowell of Walker—

S. 321. To ratify and confirm the charter or corporation and organization of the National Building and Loan association of Montgomery, Alabama, to ratify the acts of said association done thereunder, and to authorize it to borrow money and secure payment of same.

January 27, 1899, read first time, referred to Committee on Corporations.

February 1, 1899, reported favorably, with substitute.

February 2, 1899, substitute adopted, read third time. Passed.

February 18, 1899, House passed, signed.

February 21, 1899, approved.

Also—

S. 322. To amend Section 3443 of the Code of 1896.

January 27, 1899, read first time, referred to Committee on Revision of Laws.

February 6, 1899, reported favorably, read second time.

February 7, 1899, read third time. Passed.

Also—

S. 323. To regulate homestead exemptions in cases where the homestead is levied on by execution or other process from a justice of the peace court.

January 27, 1899, read first time, referred to Committee on Revision of Laws.

February 6, 1899, reported favorably, read second time.

February 9, 1899, read third time. Passed.

Also—

S. 324. To prohibit executors or administrators from selling lands of an estate for the purpose of division of the proceeds among the heirs or devisees of the decedent.

January 27, 1899, read first time, referred to Committee on Judiciary.

February 9, 1899, reported favorably, read second time.

By Mr. Windham—

S. 325. To relieve William A. Marsh of Sumter county from the disabilities of non-age.

January 27, 1899, read first time, referred to Committee on Privileges and Elections.

February 3, 1899, reported favorably, read second time.

February 9, 1899, read third time and passed.

February 20, 1899, House passed.

February 21, 1899, signed, approved.

By Mr. Deans of Shelby—

S. 326. To provide for the permanent location of the county site of Shelby county, Alabama, by a vote of the qualified electors of said county.

January 27, 1899, read first time, referred to Committee on Privileges and Elections.

January 31, 1899, reported favorably, read second time.

February 1, 1899, read third time, passed, ordered unengrossed.

February 6, 1899, House amends and passed, Senate concurs.

February 7, 1899, signed.

February 17, 1899, approved.

By Mr. Moore—

S. 327. To repeal subdivision 31 of Section 4122 of the Code of 1896, so far as it relates to the county of Bibb.

January 27, 1899, read first time, referred to Committee on Revision of Laws.

January 28, 1899, reported favorably, read second time.

January 31, 1899, read third time. Passed.

February 10, 1899, House amends, Senate concurs.

February 15, 1899, signed.

February 17, 1899, approved.

By Mr. Matthews, by request—

S. 328. To amend Section 1086 of the Civil Code of 1896.

Read first time, referred to Committee on Judiciary.

February 1, 1899, reported favorably, read second time.

February 9, 1899, read third time and passed.

February 21, 1899, House passed.

February 27, 1899, signed, approved.

By Mr. Moody—

S. 329. To provide for the suspension of county officers during the pendency of impeachment proceedings against them, and for the appointment of persons to fill their places temporarily.

January 27, 1899, read first time, referred to Committee on Judiciary.

By Mr. Jelks—

S. 330. To provide for opening new roads in Barbour county, improving those now open and for keeping the same in good condition.

January 27, 1899, read first time, referred to Committee on Local Legislation.

January 28, 1899, reported favorably, read second time.

January 31, 1899, read third time. Passed.

February 7, 1899, House passed and signed.

February 17, 1899, approved.

By Mr. Pulley, by request—

S. 331. To regulate the business of fire insurance companies.

January 27, 1899, read first time, referred to Committee on Banking and Insurance.

By Mr. Horton—

S. 332. To provide for the inspection of the county jails of the State and to elect a jail inspector and prescribe the duties of such inspector.

January 27, 1899, read first time, referred to Committee on Penitentiary.

By Mr. Rather—

S. 333. To amend an Act entitled "An Act to regulate

the trial of misdemeanors in Lawrence county," approved February 6, 1891.

January 27, 1899, read first time, referred to Committee on Judiciary.

January 28, 1899, reported favorably, read second time.

January 31, 1899, read third time. Passed.

February 10, 1899, House passed, signed.

February 17, 1899, approved.

By Mr. Stevens—

S. 334. To amend an Act entitled "An Act to amend Section 5 of an Act to provide for the holding of a term of the circuit court of the fifth judicial circuit at Alexander City, in Tallapoosa county, and to regulate the same," approved February 13, 1897.

January 27, 1899, read first time, referred to Committee on Revision of Laws.

February 2, 1899, reported favorably, read second time.

February 3, 1899, read third time. Passed.

February 21, 1899, House passed.

By Mr. Deans of Shelby—

S. 335. To amend an Act approved December 13, 1898, entitled "An Act to better provide for the working of the public roads of St. Clair, Cherokee, Franklin and Shelby counties," so far as the same relates to Shelby county.

January 27, 1899, read first time, referred to Committee on Local Legislation.

January 28, 1899, reported favorably, read second time, with amendment.

January 31, 1899, amendment adopted, read third time. Passed.

February 10, 1899, House passed, signed.

February 17, 1899, approved.

By Mr. Matthews—

S. 336. To authorize the clerk of the circuit court of

Franklin county to index the books in his office.

January 27, 1899, read first time, referred to Committee on Penitentiary.

January 28, 1899, reported favorably, read second time.

February 1, 1899, read third time. Passed.

February 21, 1899, House passed.

February 23, 1899, signed, approved.

By Mr. Hurst—

S. 337. To amend Section 4579 of the Code of 1896.

January 27, 1899, read first time, referred to Committee on Revision of Laws.

By Mr. Thompson—

S. 338. To amend Section 2435 of the Code of Alabama.

January 27, 1899, read first time, referred to Committee on Public Health.

January 28, 1899, reported favorably, read second time.

February 20, 1899, read third time. Lost.

Also—

S. 339. To incorporate "The Union Savings Bank and Trust Company."

January 27, 1899, read first time, referred to Committee on Corporations.

February 1, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 9, 1899, signed.

February 17, 1899, approved.

By Mr. Jenkins—

S. 340. To better regulate the examination of teachers in the public schools of this State.

January 27, 1899, read first time, referred to Committee on Education.

February 1, 1899, read third time. Passed.
ordered unengrossed.

Also—

- S. 341. To extend the term of the public schools in this State to five months or more.

Read first time and referred to Committee on Education.

February 1, 1899, reported favorably, read second time.

By Mr. Brown—

- S. 342. To provide for the making, working and maintaining the public roads of Blount county, Alabama.

January 27, 1899, read first time, referred to Committee on Local Legislation.

January 28, 1899, reported favorably, read second time.

February 2, 1899, amendment adopted, read third time and passed.

February 21, 1899, House amendment passed, Senate non-concurs. Committee Conference.

February 23, 1899, House concurs in Conference report, Senate concurs in Conference report.

February 23, 1899, signed, approved.

Also—

- S. 343. To require the commissioners of the county of Blount to procure printed blank forms of certain conveyances and printed blank record books in conformity therewith for the use of and distribution by the probate judge of said county, and to regulate the fees for recording such conveyances.

January 27, 1899, read first time, referred to Committee on Legislation.

January 28, 1899, reported favorably, read second time.

February 2, 1899, read third time. Passed.

Also—

S. 344. To regulate separate school districts created by Acts of the Legislature.

January 27, 1899, read first time, referred to Committee on Education.

January 30, 1899, reported favorably, read second time.

February 3, 1899, amended, read third time. Passed.

February 21, 1899, House passed.

By Mr. Thompson—

S. 345. To amend Section 2630 of the Code of 1896.

January 27, 1899, read first time, referred to Committee on Finance and Taxation.

February 1, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 23, 1899, House passed.

February 23, 1899, signed, approved.

By Mr. Rather—

S. 346. To prohibit the sale, barter, giving away or otherwise disposing of spirituous, vinous or malt liquors or any intoxicating beverage, cordial, blackberry wine or bitters of any kind within three miles of Town Creek Normal Institute, in Lawrence county.

January 27, 1899, read first time, referred to Committee on Temperance.

January 28, 1899, reported favorably, read second time.

February 2, 1899, read third time. Passed.

February 21, 1899, House passed.

February 23, 1899, signed, approved.

By Mr. Thompson—

S. 347. To authorize the court of county commissioners of Chambers county to issue and sell bonds of said county to an amount not exceeding thirty thousand dollars for the purpose of building a new court house for said county and furnishing the same, and to provide for the payment of said bonds.

January 27, 1899, read first time, referred to Committee on Finance and Taxation.

January 30, 1899, reported favorably, read second time.

January 31, 1899, read third time. Passed.

February 7, 1899, House passed.

February 7, 1899, signed.

February 17, 1899, approved.

By Mr. Moody—

S. 348. To authorize the court of county commissioners of Tuscaloosa county to purchase the rights, franchises and property pertaining to Foster's Ferry, in said county; to grade the approaches to said ferry; to operate a ferry at or near said place, using boats propelled by steam or other power, to charge tolls and to issue and sell negotiable bonds not exceeding ten thousand dollars for the purpose of obtaining money to purchase, equip and operate said ferry.

January 27, 1899, read first time, referred to Committee on Local Legislation.

January 28, 1899, reported favorably, read second time.

February 16, 1899, read third time. Passed.

February 21, 1899, signed, approved.

By Mr. Deans of Shelby—

S. 349. To prohibit the running at large of stock in precinct No. 9, in Shelby county, Alabama.

January 28, 1899, read first time, referred.

January 31, 1899, reported favorably, read second time.

February 1, 1899, amended, read third time. Passed.

By Mr. Rather—

S. 350. To prohibit the sale, giving away or otherwise disposing of vinous, spirituous, malt liquors, intoxicating bitters or blackberry wine in beat No. 3, commonly known as Red Bank beat, in Lawrence county, Alabama.

January 30, 1899, read first time, referred to Committee on Temperance.

January 31, 1899, reported favorably, read second time.

February 1, 1899, read third time. Passed.

February 11, 1899, House passed.

February 15, 1899, signed.

February 17, 1899, approved.

By Mr. Hurst—

S. 351. To change and define the line between the counties of Calhoun and Etowah, Alabama.

January 30, 1899, read first time, referred to Committee on Local Legislation.

January 31, 1899, reported favorably, read second time.

February 1, 1899, read third time. Passed.

February 9, 1899, House passed, signed.

February 17, 1899, approved.

By Mr. Stevens—

S. 352. To amend Section 565 of the Code.

January 30, 1899, read first time, referred to Committee on Local Legislation.

January 31, 1899, reported favorably, read second time.

February 1, 1899, read third time. Passed, ordered unengrossed.

February 16, 1899, House amended and

passed.

February 18, 1899, Committee Conference.

By Mr. Thomason—

S. 353. To prohibit the sale, giving away, bartering, delivering or exchanging vinous, spirituous or malt liquors or intoxicating bitters or drinks within the limits of Autauga county, and in certain portions of Chambers, Coosa and Elmore counties.

January 30, 1899, read first time, referred to Committee on Temperance.

January 31, 1899, reported favorably, read second time.

February 1, 1899, read third time. Passed.

February 21, 1899, signed, approved.

By Mr. Windham—

S. 354. To provide compensation for the members of the commissioners' court of Pickens county.

January 30, 1899, read first time, referred to Committee on Local Legislation.

January 31, 1899, reported favorably, read second time.

February 1, 1899, read third time. Passed.

February 10, 1899, House passed, signed.

February 17, 1899, approved.

By Mr. Windham, with notice of proof—

S. 355. For the relief of M. H. Caldwell, sheriff of Sumter county.

January 30, 1899, read first time, referred to Committee on Privileges and Elections.

February 3, 1899, reported favorably, read second time.

February 4, 1899, read third time. Passed.

February 10, 1899, House passed, signed.

By Mr. Moore—

S. 356. To amend the Act of the Legislature of Ala-

bama, which was approved February 22, 1883, entitled An Act to incorporate Scottsville Manufacturing company, and to allow said company to construct railways and tramways to connect with other, and to change the name of said corporation, and to enlarge its powers.

January 30, 1899, read first time, referred to Committee on Commerce and Common Carriers.

January 30, 1899, read first time.

February 1, 1899, reported favorably, read second time.

February 6, 1899, read third time. Passed.

February 18, 1899, House passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Horton—

S. 357. To repeal an Act to authorize the mayor and board of aldermen of the town of Eutaw, Alabama, to issue bonds of said town for an amount not to exceed four thousand five hundred dollars for the purpose of purchasing lots or real estate, improved or unimproved, to be used for school purposes in said town and for erecting, adding to or improving school buildings and furnishing the same.

January 30, 1899, read first time, referred to Committee on Finance and Taxation.

February 1, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 9, 1899, House passed, signed.

February 17, 1899, approved.

By Mr. Moore—

S. 358. To amend an Act entitled "An Act to amend

the charter of the city of Uniontown, county of Perry, State of Alabama," approved February 16, 1885, and the Acts amendatory thereof.

January 30, 1899, read first time, referred to Committee on Corporations.

February 2, 1899, reported favorably, read second time.

February 3, 1899, read third time. Passed.

February 16, 1899, House amends, passed, Senate concurs.

February 18, 1899, signed.

February 21, 1899, approved.

By Mr. Brown—

S. 359. To establish a separate school district to be known as the Remlap school district, in Blount county, Alabama.

January 30, 1899, read first time, referred to Committee on Education.

February 3, 1899, reported favorably, read second time.

February 6, 1899, read third time. Passed.

February 21, 1899, House passed.

February 23, 1899, signed, approved.

Also—

S. 360. To prohibit the running at large of certain animals within one-half mile of the court house at Double Springs, Winston county.

January 30, 1899, read first time, referred to Committee on Local Legislation.

January 31, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 9, 1899, House passed, signed.

February 17, 1899, approved.

Also—

S. 361. To authorize the board of mayor and city

council of the city of Culman, Cullman county, Alabama, to issue and negotiate bonds of said city to an amount not exceeding thirty-five thousand dollars for the establishing and maintaining of a system of water works, light system and improvement of the streets of said city.

January 30, 1899, read first time, referred to Committee on Municipal and County Organization.

February 15, 1899, reported favorably, read second time.

February 16, 1899, read third time, substitute passed.

February 21, 1899, House amends, passed, Senate concurred in.

February 23, 1899, signed, approved.

By Mr. Pulley, by request—

S. 362. To repeal a part of Section 4 of the Act to provide for holding a convention to revise and amend the Constitution of the State, approved December 17, 1898.

January 31, 1899, read first time, referred to Committee on Constitution and Constitutional Amendments.

By Mr. Thomason—

S. 363. To legalize the registration of deeds of conveyances which have been filed and recorded in the office of the judge of probate of the proper county in this State before the passage of this Act, but not within the time required by law.

January 31, 1899, read first time, referred to Committee on Judiciary.

February 2, 1899, reported favorably, read second time.

February 3, 1899, read third time. Passed.

February 20, 1899, House passed.

Also—

S. 364. To amend an Act entitled "An Act to prevent stock from running at large in precincts Nos. 6, 7, 8, 9, 10, 11, 12 and 15, in Cleburne county, and all of precincts Nos. eight (8) and nine (9) and that part of precinct twelve (12) north of the city of Greenville, the Greenville and Pineapple road and the old Montezuma road, in Butler county, Alabama, and in Sections five (5), six (6) and seven (7), township eighteen (18), range nine (9), and sections one (1), two (2) and (12), township eighteen (18), range (8), making one hundred yards the line west and north-west of the public road, known as the Oxford and Shinbone road, running through section six (6), township (18), range nine (9), and sections one (1) and two (2), in township (18), range eight (8), in Clay county, Alabama," approved December 14, 1898.

January 31, 1899, read first time, referred to Committee on Local Legislation.

February 1, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 20, 1899, House passed.

February 21, 1899, signed, approved.

By Mr. Deans of Shelby—

S. 365. To authorize the mayor of Calera to issue city bonds not exceeding six thousand dollars for the purpose of aiding in the erection of a county court house in the city of Calera, Alabama.

January 31, 1899, read first time, referred to Committee on Finance and Taxation.

February 3, 1899, reported favorably, read second time.

February 4, 1899, read third time. Passed.

February 11, 1899, House amends and passed, senate concurs.

February 15, 1899, signed.

February 17, 1899, approved.

By Mr. Moore—

S. 366. To regulate the release of property, when the same has been levied upon by execution, or other process for the collection of taxes.

January 31, 1899, read first time, referred to Committee on Finance and Taxation.

Also—

S. 367. To regulate the storage of pig iron.

January 31, 1899, read first time, referred to Committee on Corporations.

February 2, 1899, reported favorably, read second time.

By Mr. Meador—

S. 368. To confirm the incorporation and organization of the Dayton and Faunsdale Railroad company, and to increase and enlarge its powers.

January 31, 1899, read first time, referred to Committee on Commerce and Common Carriers.

February 2, 1899, reported favorably, read second time.

February 9, 1899, read third time and passed, unengrossed.

February 20, 1899, House passed.

February 21, 1899, signed, approved.

By Mr. Matthews—

S. 369. To repeal an Act entitled "An Act to change the name of Big Bear creek to Bear river."

January 31, 1899, read first time, referred to Committee on Penitentiary.

February 1, 1899, reported favorably, read second time.

Also—

S. 370. To create a separate school district in Franklin county, Alabama, to be known as the Burleson school district.

January 31, 1899, read first time, referred to Committee on Education.

February 3, 1899, reported favorably, read second time.

February 4, 1899, read third time and passed.

February 10, 1899, House passed, signed.

February 17, 1899, approved.

Also—

S. 371. To fix the rate of tolls to be charged by the Southern Railway company on the road bridge crossing the Tennessee river between Colbert and Lauderdale counties, and known as the Florence bridge, and to repeal the Act of the Legislature approved February 9, 1895, entitled "An Act to fix the maximum of tolls to be charged by the owners, lessees or operators of the road bridge crossing the Tennessee river between the counties of Colbert and Lauderdale, and known as the Florence bridge, and to fix the penalty for demanding or receiving a higher rate of toll."

January 31, 1899, read first time, referred to Committee on Commerce and Common Carriers.

February 2, 1899, reported favorably, read second time.

By Mr. Buchanan—

S. 372. To amend Section 6 of an Act entitled "An Act to amend Sections 1, 7, 15, 16, 19, 21, 23 and 24 of an Act entitled 'An Act to establish the criminal court for the county of Pike with criminal jurisdiction in misdemeanor cases and to repeal Sections 8 and 18.'"

January 31, 1899, read first time, referred to Committee on Revision of Laws.

By Mr. Nunnallee—

S. 373. To fix the place of holding the chancery court in Calhoun county.

January 31, 1899, read first time, referred to Committee on Judiciary.

February 2, 1899, reported favorably, read second time.

By Mr. Wiley, with notice of proof—

S. 374. For the relief of Lehman Durr company.

January 31, 1899, read first time, referred to Committee on Judiciary.

February 2, 1899, reported favorably, read second time.

February 3, 1899, read third time: Passed, unengrossed.

February 4, 1899, recalled from House.

February 7, 1899, returned from House, passage reconsidered.

Third reading, reconsidered, recommitted to Committee on Finance and Taxation.

February 16, 1899, reported adversely, read second time.

By Mr. Rather—

S. 375. To authorize the mayor and council of the city of Decatur to issue bonds of said city to fund and retire the bonded and outstanding indebtedness of said city, and to provide for the payment thereof.

January 31, 1899, read first time, referred to Committee on Finance and Taxation.

February 4, 1899, reported favorably, read second time.

Also—

S. 376. To repeal an Act entitled "An Act to authorize the mayor and council of the town of De-

catur to negotiate a loan for the purpose of constructing sewers and making other permanent public improvement in said town, to issue bonds for the payment of said loan," approved February 28, 1889.

January 31, 1899, read first time, referred to Committee on Finance and Taxation.

February 7, 1899, reported favorably, read second time.

February 9, 1899, indefinitely postponed.

By Mr. Lee—

S. 377. To authorize the mayor and councilmen of Evergreen to issue bonds of said town for an amount not exceeding twenty-five thousand (\$25,000.00) dollars, for the purpose of putting in a system of water works, electric or gas light, and making other permanent improvements in said town.

January 31, 1899, read first time, referred to Committee on Finance and Taxation.

February 4, 1899, reported favorably, read second time.

February 6, 1899, read third time. Passed.

February 10, 1899, House passed, signed.

February 17, 1899, approved.

By Mr. Nunnellee—

S. 378. To incorporate the Alabama Wage Earners' Mutual Aid association.

January 31, 1899, read first time, referred to Committee on Corporations.

February 2, 1899, reported favorably, read second time.

By Mr. Wiley—

S. 379. To incorporate Alabama Trust and Guarantee company.

January 31, 1899, read first time, referred to Committee on Corporations.

February 2, 1899, reported favorably, read second time.

By Mr. Cunningham—

S. 380. To provide a system of quarantine for this State.

January 31, 1899, read first time, referred to Committee on Public Health.

February 3, 1899, reported favorably, read second time.

Also—

S. 381. To prescribe the duties and fix the compensation of the coroner of Jefferson county, Alabama, and to provide for payment of same.

January 31, 1899, read first time, referred to Committee on Finance and Taxation.

February 3, 1899, reported favorably, read second time.

February 4, 1899, read third time. Passed.

Also—

S. 382. To abolish the charter of the town of Rosedale Park, in Jefferson county, Alabama.

January 31, 1899, read first time, referred to Committee on Corporations.

February 2, 1899, reported favorably, read second time.

February 3, 1899, read third time. Passed.

February 21, 1899, House passed.

February 23, 1899, signed, approved.

Also—

S. 383. To incorporate the Jackson club.

January 31, 1899, read first time, referred to Committee on Corporations.

February 2, 1899, reported favorably, read second time.

By Mr. Jelks—

S. 384. To amend an act to establish a board of reve-

enue for Barbour county, approved February 18th, 1895.

January 31, 1899, read first time, referred to Committee on Finance and Taxation.

February 4, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 20, 1899, House passed.

February 21, 1899, signed, approved.

Also—

S. 385. To amend Section 2474 of the Code in so far as the same applies to Barbour county.

January 31, 1899, read first time, referred to Committee on Local Legislation.

February 1, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 9, 1899, House passed, signed.

February 17, 1899, approved.

By Mr. Thompson, with notice of proof—

S. 286. For the relief of the bank of Tuskegee.

January 31, 1899, read first time, referred to Committee on Finance and Taxation.

February 8, 1899, reported favorably, read second time.

February 9, 1899, read third time and passed.

February 18, 1899, House passed, signed.

February 21, 1899, approved

By Mr. Moore—

S. 387. To amend an act entitled an act to incorporate the Guarante Trust and Surety company, approved February 11th, 1897, by conferring upon the corporation therein authorized, additional powers and to change provisions

thereof in respect to meeting of stock holders.

January 31, 1899, read first time, referred to Committee on Corporations.

February 7, 1899, reported favorably and read second time.

By Mr. Jenkins—

S. 388. To amend Section 2825 of the Code of 1896.

January 31, 1899, read first time, referred to Committee on Revision of Laws.

Also—

S. 389. To regulate the hire, management and employment of the county convicts in the several counties of the State and of State convicts.

January 31, 1899, read first time, referred to Committee on Penitentiary.

By Mr. Wiley—

S. 390. To create a separate school district in Montgomery county to be known as the Mount Meigs school district.

January 31, 1899, read first time, referred to Committee on Corporations.

February 2, 1899, reported favorably, read second time.

February 3, 1899, read third time and passed.

February 11, 1899, House passed.

February 15, 1899, signed.

February 17, 1899, approved.

By Mr. Windham—

S. 391. To prohibit the sale, giving away, or disposing of spirituous, vinous or malt liquors, or any intoxicating bitters or beverages, within five miles of Center Springs Methodist Episcopal Church South, in Pickens county, Alabama.

February 1, 1899, read first time, referred to Committee on Temperance.

February 2, 1899, reported favorably, read second time.

February 6, 1899, amended, read third time, passed.

February 11, 1899, House passed.

February 15, 1899, signed.

February 17, 1899, approved.

Also—

S. 392. To incorporate the town of Gordo, in the county of Pickens and State of Alabama, and to regulate the municipal affairs of said town of Gordo, and to enforce its police powers.

February 1, 1899, read first time, referred to Committee on Local Legislation.

February 3, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

By Mr. Deans of Shelby—

S. 393. To vacate and abolish certain parts of Highland, Vine and North Boundary streets in the town of Montevallo, and to invest the title to such vacated parts of said streets in the board of trustees of Alabama Industrial School for White Girls.

February 1, 1899, read first time, referred to Committee on Education.

February 2, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 2, 1899, House passed.

February 23, 1899, signed, approved.

By Mr. Meador—

S. 394. To amend Section 899 of the Code.

February 1, 1899, read first time, referred to Committee on Revision of Laws.

February 2, 1899, reported favorably, read second time.

By Mr. McCain—

S. 395. To repeal an act to establish the Lineville school district in Clay county, approved February 4th, 1897.

February 1, 1899, read first time, referred to Committee on Education.

February 2, 1899, reported favorably, read second time.

February 3, 1899, read third time and passed.

February 10, 1899, House passed, signed.

February 17, 1899, approved.

By Mr. Cunningham—

S. 396. To authorize the board of mayor and aldermen of Birmingham, to assess the cost of improvements heretofore made upon the streets, avenues and alleys of said city against the adjoining property and to provide for the collection thereof.

February 1, 1899, read first time, referred to Committee on Finance and Taxation.

February 3, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 21, 1899, signed, approved.

Also—

S. 397. To authorize the mayor and aldermen of Birmingham, to establish the width of 19th street from Huntsville avenue north to the section line, and to give, grant or dispose of forty feet on the east side of said 19th street to the present owners of property adjoining thereto.

February 1, 1899, read first time, referred to Committee on Corporations.

February 2, 1899, reported favorably, read second time.

February 3, 1899, read third time, passed.

February 10, 1899, House passed, signed.

February 17, 1899, approved.

By Mr. Brown—

S. 398. To incorporate Royal Collegiate Institute.

February 1, 1899, read first time, referred to Committee on Education.

February 3, 1899, reported favorably, read second time.

February 4, 1899, read third time and passed.

February 21, 1899, House amended and passed. Senate concurred House amendment.

February 23, 1899, signed, approved.

By Mr. Brown, by request—

S. 399. To require the tax assessor and tax collector of Cullman county, to keep offices open at the court house during the year in lieu of visiting the different precincts of the county to assess and collect taxes.

February 1, 1899, read first time, referred to Committee on Finance and Taxation.

February 4, 1899, reported favorably, read second time.

February 8, 1899, read third time and passed.

February 21, 1899, House passed.

February 23, 1899, signed.

By Mr. Wiley—

S. 400. To create the office of associate judge of the city court of Montgomery, and to define its powers.

February 1, 1899, read first time, refer-
rer to Committee on Judiciary.

Also—

S. 401. To prescribe rules of practice and procedure
in the city court of Montgomery.

February 1, 1899, read first time, refer-
rer to Committee on Judiciary.

By Mr. Wiley—

S. 402. To amend Sections 3949, 3977 and 3978 of the
Code of 1896, in so far as they relate to the
counties of Jefferson, Mobile and Montgom-
ery.

February 1, 1899, read first time, refer-
rer to Committee on Judiciary.

February 3, 1899, reported favorably,
read second time.

February 4, 1899, read third time and
passed.

February 21, 1899, House passed.

February 23, 1899, signed.

By Mr. Moore—

S. 403. To exempt from taxation cotton in ware-
houses, grain in warehouses and elevators,
and pig iron in warrant yards.

February 1, 1899, read first time, refer-
red to Committee on Finance and Taxation.

By Mr. Rather—

S. 404. To amend Section 3916 of the Code of Ala-
bama.

February 1, 1899, read first time, refer-
rer to Committee on Judiciary.

February 4, 1899, reported favorably,
read second time.

By Mr. Stevens—

S. 405. To establish a separate school district to be
known as Socapatory School District, in
Coosa county, Alabama.

February 1, 1899, read first time, referred to Committee on Education.

February 3, 1899, reported favorably, read second time.

February 4, 1899, read third time and passed, ordered unengrossed.

By Mr. Jelks—

S. 406. To amend Section 3 of an act entitled an act to amend Sections 5, 7, 13, 17, 31, 37, 38 and 40 of an act to establish a new charter for Eufaula, approved February 28th, 1870, approved February 28th 1883.

February 1, 1899, read first time, referred to Committee on Local Legislation.

February 2, 1899, reported favorably, read second time.

February 3, 1899, read third time and passed.

February 9, 1899, House passed, signed.

February 17, 1899, approved.

By Mr. Brown—

S. 407. To detach Cullman county from the eighth, and attach it to the tenth judicial circuit, and to fix the time of holding court in said county.

February 1, 1899, read first time, referred to Committee on Revision of Laws.

February 2, 1899, reported favorably, read second time.

February 6, 1899, read third time, amendment adopted, passed.

By Mr. Rather—

S. 408. To require the commissioners' court of Colbert county, to construct a line fence on the line between Colbert and Lawrence counties.

February 2, 1899, read first time, referred to Committee on Judiciary.

February 4, 1899, reported favorably,
read second time.

By Mr. McCain—

S. 409. To amend Section 8 of an act entitled an act
to constitute the city of Anniston a separate
school district, and to provide a board of
education therefor, approved January 28th,
1891.

February 2, 1899, read first time, refer-
red to Committee on Education.

February 4, 1899, reported favorably,
read second time.

February 6, 1899, read third time and
passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Caffee—

S. 410. To repeal Section 930, Code of 1896.

February 2, 1899, read first time, refer-
red to Committee on Revision of Laws.

Also—

S. 411. To declare Henry D. Lewis, a liner between
the counties of Lowndes and Dallas, a cit-
izen of Lowndes county.

February 2, 1899, read first time, refer-
red to Committee on Revision of Laws.

February 7, 1899, reported favorably,
read second time.

February 9, 1899, read third time and
passed.

February 17, 1899, House passed, signed.

February 21, 1899, approved.

By Mr. Moore—

S. 412. To better provide for the working the public
roads of Bibb county, Alabama.

February 2, 1899, read first time, refer-
red to Committee on Corporations.

February 3, 1899, reported favorably,
read second time.

February 6, 1899, read third time and
passed.

February 10, 1899, House passed, signed.

February 17, 1899, approved.

By Mr. Buchanan—

S. 413. To allow disabled Confederate soldiers to
peddle country produce in incorporated
cities and towns.

February 2, 1899, read first time, refer-
red to Committee on Finance and Taxation.

By Mr. Matthews—

S. 414. To repeal an act entitled an act to regulate
the fees of the judge of the county court of
Franklin county, Alabama.

February 2, 1899, read first time, refer-
red to Committee on Penitentiary.

February 2, 1899, reported favorably,
read second time.

February 4, 1899, read third time and
passed.

By Mr. Rather—

S. 415. To confer additional powers upon the boards
of control of the agricultural schools and ex-
perimental stations of the State of Ala-
bama.

February 2, 1899, read first time, refer-
red to Committee on Education.

February 17, 1899, reported favorably,
read second time.

February 18, 1899, read third time and
passed.

By Mr. Sowell of Walker—

S. 416. To amend Section 908 of the Code of 1896,
and to fix the time of holding the circuit
court in the tenth circuit of Alabama, com-

posed of the counties of Winston, Walker and Jefferson.

February 2, 1899, read first time, referred to Committee on Judiciary.

February 4, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 11, 1899, House passed.

February 15, 1899, signed.

February 17, 1899, approved.

February 18, 1899, Senate concurs
House joint resolution recalling from governor.

By Mr. Lyons—

S. 417. To incorporate the Mobile Railway and Dock company.

February 2, 1899, read first time, referred to Committee on Corporations.

February 3, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 18, 1899, House signed.

February 21, 1899, approved.

By Mr. Case—

S. 418. To amend an act approved December 9th, 1896, page 250 of the acts of Alabama, for the year 1896-7, to better provide for the working of the public roads of DeKalb county.

February 2, 1899, read first time, referred to Committee on Local Legislation.

February 3, 1899, reported favorably, read second time.

February 20, 1899, as amended, read third time and passed.

By Mr. Wiley—

S. 419. To authorize the city council of Montgomery to issue bonds for the purpose of borrowing money to build and equip school houses.

February 2, 1899, read first time, referred to Committee on Corporations.

February 3, 1899, reported favorably, read second time.

February 4, 1899, read third time and passed.

February 10, 1899, House passed, signed.

February 17, 1899, approved.

By Mr. McCain, by request—

S. 420. To regulate the fees of the county solicitor of Butler county.

February 2, 1899, read first time, referred to Committee on Local Legislation.

By Mr. Brown, by request—

S. 421. To amend an act approved February 18th, 1897, to provide for the payment of the clerks of the circuit courts in certain counties of the State of Alabama, for keeping the minutes of the circuit courts in said State so as to include Blount county.

February 2, 1899, read first time, referred to Committee on Local Legislation.

February 3, 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

By Mr. Pulley—

S. 422. To authorize attorneys-at-law performing only ministerial duties in any of the courts of Madison county, to practice law in the said courts.

February 3, 1899, read first time, referred to Committee on Revision of Laws.

February 9, 1899, reported favorably,
read second time.

February 10, 1899, read third time and
passed.

By Mr. Sowell of Walker—

S. 423. To prevent stock from running at large in certain portions of Walker county.

February 3, 1899, read first time, referred to
Committee on Local Legislation.

February 4, 1899, reported favorably, read
second time.

February 6, 1899, read a third time and
passed.

February 16, 1899, House passed, signed.

February 17, 1899, approved.

By Mr. Windham—

S. 424. To amend Section 1009, of the Civil Code, 1896.

February 3, 1899, read first time, referred to
Committee on Revision of Laws.

February 9, 1899, reported favorably, read
second time.

February 10, 1899, read third time and
passed.

By Mr. Moore—

S. 425. To carry into effect a pending bill in Congress of the United States entitled "An Act to grant lands to the State of Alabama for the use of the Industrial School for girls of Alabama, and of the Tuskegee Normal and Industrial Institute.

February 3, 1899, read first time, referred to Committee on Education.

February 10, 1899, reported favorably,
read second time.

Also—

S. 426. To incorporate Brierfield Normal Institute, Brierfield, Alabama.

February 3, 1899, read first time, referred to Committee on Education.

February 6, 1899, reported favorably, read second time.

February 9, 1899, read third time and passed.

February 20, 1899, House passed.

February 21, 1899, signed.

By Mr. Lee—

S. 427. To incorporate the Baldwin Immigration company.

February 3, 1899, read first time, referred to Committee on Corporations.

February 4, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 16, 1899, House passed, signed.

February 17, 1899, approved.

By Mr. Wiley—

S. 428. To establish the fourteenth judicial circuit of the State of Alabama, to fix the time of holding courts therein, and to provide for the appointment of a judge and the election of a solicitor for said circuit.

February 3, 1899, read first time, referred to Committee on Judiciary.

February 16, 1899, reported favorably, read second time.

By Mr. Buchanan—

S. 429. To authorize the court of county commissioners of Coffee county, to issue bouds of said county to an amount not exceeding twenty-five thousand dollars, for the purpose of taking up, canceling and retiring the present outstanding indebtedness of said county.

February 3, 1899, read first time, referred to Committee on Finance and Taxation.

February 7, 1899, reported favorably,
read second time.

February 8, 1899, read third time and
passed.

February 21, 1899, House passed.

February 23, 1899, signed, approved.

By Mr. Pulley—

S. 430. To amend Section 4431 of the Code.

February 3, 1899, read first time, referred to Committee on Revision of Laws.

By Mr. Cunningham—

S. 431. To provide for the manner of drawing jurors for the trial of impeachment proceedings against any member of a court of county commissioners, board of revenue, jury commission, or other board charged by law with the duty of drawing petit jurors.

February 3, 1899, read first time, referred to Committee on Judiciary.

February 4, 1899, reported favorably,
read second time.

February 7, 1899, read third time,
passed, ordered unengrossed.

February 21, 1899, House amends, Senate concurs.

February 23, 1899, signed, approved.

Also—

S. 432. To change and extend the corporate limits of Pratt City so as to include the tract known as East Highlands.

February 3, 1899, read first time, referred to Committee on Corporations.

February 4, 1899, reported favorably,
read second time.

February 6, 1899, read third time and
passed.

February 21, 1899, recalled from House,
indefinitely postponed.

Also, by request—

- S. 433. To change the lines between Shelby and Jefferson counties.

February 3, 1899, read first time, referred to Committee on Municipal and County Organizations.

By Mr. Jenkins—

- S. 434. To recognize the chartered rights of all educational institutions as they relate to the question of teachers' license in the State of Alabama.

February 3, 1899, read first time, referred to Committee on Education.

February 9, 1899, reported favorably, read second time.

February 16, 1899, read third time and passed.

By Mr. Moody—

- S. 435. To amend an Act entitled an Act to establish the Tuscaloosa county law and equity court approved December 9th, 1896, by amending Sections 5, 6, 9 and 28, and by adding Sections 34 and 35.

February 3, 1899, read first time, referred to Committee on Judiciary.

February 4, 1899, reported favorably, read second time.

February 6, 1899, amendment adopted, read third time, passed.

February 11, 1899, House passed.

February 15, 1899, signed.

February 17, 1899, approved.

By Mr. Brown—

- S. 436. To provide and establish stock law for Cullman county.

February 3, 1899, read first time, referred to Committee on Revision of Laws.

February 6, 1899, reported favorably, passed, Senate concurs, signed.

February 8, 1899, read third time and passed.

February 23, 1899, approved.

By Mr. Thompson—

S. 437. To authorize and empower the town council of the town of Tuskegee to establish and maintain public school in said town, and to ratify and confirm the purchase of buildings and lands already made by said town council for the said purpose.

February 3, 1899, read first time, referred to Committee on Finance and Taxation.

February 7, 1899, reported favorably, read second time.

February 8, 1899, read third time and passed.

February 16, 1899, House passed.

February 17, 1899, signed.

February 17, 1899, approved.

By Mr. Pulley—

S. 438. To require the commissioners' court of Madison county, Alabama, to publish semi-annual statement of receipts and expenditures.

February 3, 1899, read first time, referred to Committee on Revision of Laws.

February 4, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 11, 1899, House amendment adopted.

February 16, 1899, signed.

February 17, 1899, approved.

By Mr. Sowell of Walker—

S. 439. To incorporate the Maryland-Alabama Deposit and Trust company.

February 3, 1899, read first time, referred to Committee on Local Legislation.

February 4, 1899, reported favorably, read second time.

February 7, 1899, read third time and passed.

February 20, 1899, House passed.

February 21, 1899, signed, approved.

By Mr. Deans of Shelby—

S. 440. To establish the Pilgrim school district in Shelby county.

February 4, 1899, read first time, referred to Committee on Education.

February 6, 1899, reported favorably, read second time.

February 7, 1899, read third time and passed.

February 18, 1899, House passed, signed.

February 21, 1899, approved.

By Mr. Horton—

S. 441. To authorize the commissioners' court of Greene county to divide said county into road precincts and to appoint and employ road overseers, to have supervision of the public roads in said county, and to direct and prescribe the duties of said overseers, and to provide for paying said overseers, and define the duties of said overseers, and to authorize the commissioners' court of Greene county to purchase for said county necessary tools, road machines, implements and plows to be used for repairing, working and improving the public roads in said Greene county, and to provide for the improvement of the public roads in Greene county.

February 3, 1899, read first time, referred to Committee on Agriculture.

February 9, 1899, reported favorably,
read second time.

February 10, 1899, read third time and
passed.

By Mr. Wiley—

S. 442. To fix the compensation of bailiffs in Montgomery county.

February 4, 1899, read first time, referred to Committee on Judiciary.

February 15, 1899, reported favorably,
read second time.

February 16, 1899, read third time and
passed.

February 20, 1899, House passed.

February 21, 1899, signed, approved.

By Mr. Jelks—

S. 443. To protect associations, unions of workmen and persons in their labels, trade marks and forms of advertising.

February 4, 1899, read first time, referred to Committee on Education.

February 15, 1899, returned and recommit-
ted to Committee on Finance and Tax-
ation.

By Mr. Moody—

S. 444. For the improvement of roads and bridges in Tuscaloosa county.

February 4, 1899, read first time, referred to Committee on Banking and Insurance.

February 7, 1899, reported favorably,
with amendment, read second time.

February 8, 1899, read third time and
passed, amended.

February 20, 1899, House amendment
passed.

February 20, 1899, Senate concurs in
House amendment.

February 21, 1899, signed, approved.

By Mr. Rather—

S. 445. To authorize Lawrence county to build macadamized or turn-pike roads and to issue bonds of the county to aid in the construction thereof.

February 6, 1899, read first time, referred to Committee on Commerce and Common Carriers.

February 7, 1899, reported favorably, read second time.

February 8, 1899, read third time and passed.

February 21, 1899, House amends, Senate concurs.

February 23, 1899, signed, approved.

By Mr. McCain, by request—

S. 446. To amend Section 4 of an act approved Dec. 18th, 1894, and to increase the jurisdiction of the mayor and aldermen of the town of Goodwater, Coosa county, this State, and to amend Section 31 of the above act by striking out the word marshal where it appears in said Section.

February 6, 1899, read first time, referred to Committee on Corporations.

February 7, 1899, reported favorably, read second time.

Also, by request—

S. 447. To establish, maintain and regulate a dispensary in the city of Ashville, St. Clair county, Alabama, for the sale of spirituous, vinous or malt liquors, wines, ciders or other intoxicating liquors and for other purposes connected therewith.

February 6, 1899, read first time, referred to Committee on Temperance.

Also, by request—

- S. 448. To provide for the holding a term of the circuit court of the fifth judicial circuit at Goodwater in Coosa county, and to regulate the holding of the same.

February 6, 1899, read first time, referred to Committee on Local Legislation.

February 7, 1899, reported favorably, read second time.

By Mr. Sowell of Walker—

- S. 449. To amend Section 1 of an act entitled an act to create a separate school district in the town of Oakman, Alabama, to define the boundaries thereof and provide for the maintenance thereof, approved December 3d, 1896.

February 6, 1899, read first time, referred to Committee on Local Legislation.

February 7, 1899, reported favorably, read second time.

February 9, 1899, read third time and passed.

By Mr. Moore—

- S. 450. To incorporate the Birmingham Southern Railroad company.

February 6, 1899, read first time, referred to Committee on Corporations.

February 7, 1899, reported favorably, read second time.

February 8, 1899, read third time and passed.

February 16, 1899, House passed, signed.

February 17, 1899, approved.

By Mr. Wiley—

- S. 451. To incorporate the town of Pickett Springs, in the county of Montgomery.

February 6, 1899, read first time, referred to Committee on Corporations.

February 7, 1899, reported favorably, read second time.

February 9, 1899, read third time and passed.

Also—

S. 452. To authorize incorporated cities, towns and land companies to condemn lands for streets, alleys highways and parks therein and near thereto.

February 6, 1899, read first time, referred to Committee on Judiciary.

By Mr. Deans of Shelby—

S. 453. To incorporate the Elmore county Deposit and Trust company.

February 6, 1899, read first time, referred to Committee on Corporations.

February 7, 1899, reported favorably, read second time.

February 8, 1899, read third time and passed.

February 18, 1899, House passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Rather—

S. 454. For the protection of physicians in Lawrence county.

February 6, 1899, read first time, referred to Committee on Judiciary.

February 9, 1899, reported favorably, read second time.

February 16, 1899, read third time and passed, amended.

By Mr. Sowell of Walker—

S. 455. To amend Section 1 of an act entitled an act to authorize the intendant and councilmen

in the town of Oakman, Walker county, Alabama, to issue bonds of said town for an amount not exceeding five thousand (\$5,000) dollars, for the purpose of building, equipping, furnishing and procuring suitable school buildings for the use of the residents of said town, approved December 8, 1898.

February 6, 1899, read first time, referred to Committee on Local Legislation.

February 7, 1899, reported favorably, read second time.

February 9, 1899, read third time and passed.

February 17, 1899, House signed.

February 21, 1899, approved.

By Mr. Deans of Shelby—

S. 456. To provide for the regulation of telegraphic rates in Alabama.

February 6, 1899, read first time, referred to Committee on Corporations.

By Mr. Sowell of Limestone—

S. 457. To relieve Emmett Cooley Peebles from the disabilities of non-age.

February 6, 1899, read first time, referred to Committee on Privileges and Elections.

February 7, 1899, reported favorably, read second time.

By Mr. Thomason—

S. 458. To amend paragraph three (3) of Section 2436 of the Code.

February 7, 1899, read first time, referred to Committee on Public Health.

February 8, 1899, reported favorably, read second time.

Also—

S. 459. To amend Section 2406 of the Code of Alabama.

February 7, 1899, read first time, referred to Committee on Public Health.

February 8, 1899, reported favorably, read second time.

By Mr. Moore—

S. 460. To amend Section 4630 of the criminal Code of Alabama, so far as the same relates to beats Nos. 1, 10 and 11, Bibb county, Alabama.

February 7, 1899, read first time, referred to Committee on Corporations.

February 8, 1899, reported favorably, read second time.

February 9, 1899, read third time and passed.

February 20, 1899, House passed.

February 21, 1899, signed, approved.

By Mr. Hall—

S. 461. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors or intoxicating bitters or beverages within six miles the North East Alabama Agricultural school and Experiment Station, located in Albertville, Marshall county, Alabama.

February 7, 1899, read first time, referred to Committee on Temperance.

February 8, 1899, reported favorably, read second time.

February 15, 1899, read third time and passed.

February 20, 1899, House passed.

February 21, 1899, signed, approved.

By Mr. Deans of Shelby—

S. 462. To authorize the county of Elmore to issue

and sell bonds of said county to an amount not exceeding fifty thousand dollars for the purpose of building bridges, and to purchase the iron bridge across the Coosa river at Wetumpka, in said county.

February 7, 1899, read first time, referred to Committee on Judiciary.

February 9, 1899, reported favorably, read second time.

February 10, 1899, recommitted to Committee on Local Legislation.

Also—

S. 463. To empower the Wetumpka Bridge company to sell to Elmore County, and to empower the county of Elmore to purchase the bridge of the said Wetumpka Bridge company across the Coosa river, at Wetumpka, together with its rights of way and appurtenances, to be held and used as a toll bridge for period of twelve months from the passage of this act, and then to be used as a free public bridge.

February 7, 1899, read first time, referred to Committee on Judiciary.

February 9, 1899, read third time and passed.

February 10, 1899, recommitted to Committee on Local Legislation.

By Mr. Hall—

S. 464. To authorize Marshall county to build macadamized or turnpike roads, to build bridges, establish ferries and to issue bonds of the county to aid in the construction thereof.

February 7, 1899, read first time, referred to Committee on Commerce and Common Carriers.

February 8, 1899, reported with amendment, read second time.

February 9, 1899, amendment adopted, read third time and passed.

February 20, 1899, House amended, passed, Senate non-concurred, Committee Conference.

February 21, 1899, House concurred conference, report concurred in.

February 23, 1899, signed, approved.

By Mr. Lee, by request—

S. 465. To authorize the court of county commissioners of Conecuh county to issue bonds for the purpose of erecting a new court house and repair jail of said county at Evergreen, Alabama, and to levy a tax to liquidate the debt to accrue thereby.

February 7, 1899, read first time, referred to Committee on Local Legislation.

February 8, 1899, reported favorably, read second time.

February 9, 1899, read third time. Passed.

February 21, 1899, signed, approved.

By Mr. Hurst, by request—

S. 466. To authorize the board of county commissioners of Etowah county to build macadamized or turnpike roads and to issue bonds of the county to aid in the construction thereof.

February 7, 1899, read first time, referred to Committee on Local Legislation.

February 8, 1899, reported favorably, read second time.

February 18, 1899, read third time. Passed.

February 23, 1899, House passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Thomason—

S. 467. For the relief of Floyd Germany and H. F. Estis, disabled Confederate soldiers.

February 7, 1899, read first time, referred to Committee on Privileges and Elections.

February 8, 1899, reported favorably, read

February 9, 1899, read third time and passed.

February 20, 1899, House passed.

February 21, 1899, signed, approved.

By Mr. Sowell of Walker—

S. 468. To define the term of office of the superintendent of education of Walker county.

February 8, 1899, read first time, referred to Committee on Education.

February 9, 1899, reported favorably, read second time.

By Mr. Buchanan, by request—

S. 469. To establish the county line school district in Dale and Geneva counties.

February 8, 1899, read first time, referred to Committee on Education.

February 9, 1899, reported favorably, read second time.

By Mr. Deans of Shelby—

S. 470. To authorize the court of county commissioners of Shelby county to establish a depository for the public funds of said county.

February 8, 1899, read first time, referred to Committee on Finance and Taxation.

February 10, 1899, reported favorably, read second time.

By Mr. Pulley, by request—

S. 471. To provide for and fix a license tax on all option contracts for the purchase of land or any interest therein.

February 8, 1899, read first time, referred to Committee on Finance and Taxation.

February 10, 1899, reported favorably, read second time.

By Mr. Thompson, with notice and proof—

S. 472. To relieve Graham Edwyn Merchant and Evelyn Merchant of the disabilities of non-age.

February 8, 1899, read first time, referred to Committee on Banking and Insurance.

February 10, 1899, reported favorably, read second time.

February 15, 1899, read third time and passed.

February 20, 1899, House passed.

February 21, 1899, signed, approved.

Also, with notice and proof—

S. 473. To relieve James Smith Boyd, of Macon county, of the disabilities of non-age.

February 8, 1899, read first time, referred to Committee on Banking and Insurance.

February 10, 1899, reported favorably, read second time.

February 15, 1899, read third time and passed.

By Mr. Thomason—

S. 474. To amend Section 3260 of the Code of 1896.

February 8, 1899, read first time, referred to Committee on Public Health.

February 10, 1899, reported favorably, read second time.

February 20, 1899, read third time. Passed.

By Mr. Jelks—

S. 475. To provide that all causes of action, both civil and criminal, within the jurisdiction of a circuit court and arising in beat No. 2 of Barbour county, shall be cognizable, heard and determined by the circuit court at Eufaula, in said county, and not elsewhere.

February 8, 1899, read first time, referred to Committee on Local Legislation.

February 9, 1899, reported favorably, read second time.

February 10, 1899, read third time. Passed.

February 20, 1899, House passed.

February 21, 1899, signed, approved.

By Mr. Meador—

S. 476. To more effectually secure competent and well qualified jurors for the county of Marengo.

February 8, 1899, read first time, referred to Committee on Local Legislation.

February 9, 1899, reported favorably, read second time.

By Mr. Lyons, by request—

S. 477. To authorize the commissioners' court of Sumter county to issue bonds for the improvement of certain public roads in said county.

February 8, 1899, read first time, referred to Committee on Finance and Taxation.

February 10, 1899, reported favorably, read second time.

February 18, 1899, read third time. Passed.

February 23, 1899, House amends and passed, Senate concurs.

February 23, 1899, signed, approved.

By Mr. Horton—

S. 478. To amend Section 2438 of the Code of 1896.

February 9, 1899, read first time, referred to Committee on Public Health.

February 10, 1899, reported favorably, read second time.

Also—

S. 479. To amend Section 2441 of the Code of 1896.

February 9, 1899, read first time, referred to Committee on Public Health.

February 10, 1899, reported favorably, read second time.

By Mr. Cunningham—

S. 480. To authorize and empower the city of Birmingham, Alabama, the corporate name of which

said city is the "Mayor and Aldermen of Birmingham," to establish, purchase and maintain and operate and own an electric light and power plant, for the supply of the city and other consumers with electric light and power, and to issue bonds, secured by lien on same, in payment or exchange thereof.

February 9, 1899, read first time, referred to Committee on Corporations.

February 11, 1899, read second time, with substitute, calendar.

February 15, 1899, substitute adopted, read third time and passed.

Also—

S. 481. To authorize the city of Birmingham, the corporate name of which said city is the "Mayor and Aldermen of Birmingham," to buy, build, erect and own, maintain and operate water works for the supply of said city and other consumers and to issue and sell or exchange bonds for said purposes.

February 9, 1899, read first time, referred to Committee on Corporations.

February 11, 1899, reported favorably, with substitute, read second time, calendar.

February 16, 1899, read third time. Passed. Substitute amended.

February 23, 1899, House amends and passed, senate concurs, signed.

February 23, 1899, approved.

By Mr. Meador—

S. 482. To provide for the improvement of the public roads of Marengo county.

February 9, 1899, read first time, referred to Committee on Local Legislation.

February 10, 1899, reported favorably, read second time.

February 11, 1899, read third time. Passed.

February 20, 1899, House passed.

February 21, 1899, signed, approved.

Also—

- S. 483. To provide for the working of persons convicted of misdemeanors upon the public roads in Marengo county.

February 9, 1899, read first time, referred to Committee on Local Legislation.

February 10, 1899, reported favorably, read second time.

February 11, 1899, read third time. Passed.

February 20, 1899, House passed.

February 21, 1899, signed, approved.

By Mr. Stevens—

- S. 484. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors in Tallapoosa county outside of incorporated towns in said county.

February 9, 1899, read first time, referred to Committee on Temperance.

February 10, 1899, reported favorably, read second time.

February 11, 1899, read third time. Passed.

February 21, 1899, House passed amended, Senate concurs in House amendment.

February 23, 1899, signed, approved.

By Mr. Rather, by request—

- S. 485. To establish, maintain and regulate a dispensary in the town of Abbeville, Henry county, Alabama, for the sale of spirituous or vinous liquors, malt liquors, wines, ciders or other intoxicating liquors, and to establish and perpetuate a board of commissioners for the management of said dispensary and the disposition of the profits arising from the same, and for other purposes.

February 9, 1899, read first time, referred to Committee on Temperance.

By Mr. Sowell of Limestone—

S. 486. To make an appropriation to repair and re-furnish the grounds and buildings of the State Normal college at Florence, Alabama.

February 9, 1899, read first time, referred to Committee on Finance and Taxation.

By Mr. Rather—

S. 487. To create the Coffey school district in Lawrence county.

February 10, 1899, read first time, referred to Committee on Education.

By Mr. Matthews—

S. 483. To amend Section 1 of an Act to grant a new charter for the town of Guin, Marion county, Alabama, approved December 14, 1898.

February 10, 1899, read first time, referred to Committee on Penitentiary.

Also—

S. 489. To amend Section 3 of an Act to regulate and prescribe the manner of electing county commissioners in the counties of Lamar, Fayette, Marion and Franklin, approved February 18, 1891.

February 10, 1899, read first time, referred to Committee on **Judiciary**.

February 16, 1899, reported favorably, read second time.

By Mr. Thompson—

S. 490. To amend Section 4007 (537) of the Code of Alabama.

February 10, 1899, read first time, referred to Committee on Finance and Taxation.

February 16, 1899, reported favorably, read second time.

February 20, 1899, read third time, passed.
 February 23, 1899, House passed.
 February 23, 1899, signed, approved.

By Mr. Jenkins—

S. 491. To authorize the Montgomery, Hayneville and Camden Railroad company to increase its capital stock.

February 10, 1899, read first time, referred to Committee on Corporations.

February 15, 1899, reported favorably, read second time.

February 16, 1899, read third time and passed.

February 21, 1899, House passed.

February 21, 1899, signed, approved.

By Mr. Moore—

S. 492. To change the name of Lewis Allen Morgan, Jr., of Perry county, to that of Allen Lewis Morgan.

February 10, 1899, read first time, referred to Committee on Corporations.

February 15, 1899, reported favorably, read second time.

Also—

S. 493. To provide for the recovery to the State of lands not legally patented and to settle disputed titles.

February 10, 1899, read first time, referred to Committee on Corporations.

February 15, 1899, returned, referred to Committee on Corporations.

By Mr. Brown—

S. 494. To detach Winston county from the tenth and to attach it to the eleventh judicial circuit and to fix the time of holding court in said county.

February 10, 1899, read first time, referred to Committee on Judiciary.

February 16, 1899, reported favorably, read second time.

By Mr. Cunningham—

- S. 495. To authorize and empower the board of mayor and aldermen of Birmingham, Alabama, to refund the whole or any part of the bonded indebtedness of the city of Birmingham, the corporate name of which said city is the "Mayor and Aldermen of Birmingham," and to fund all or any part of the interest now due and unpaid on bonds now in existence, or which may be due and unpaid on the last day of September, 1900, and to authorize the said board of mayor and aldermen to appoint commissioners for this purpose.

February 10, 1899, read first time, referred to Committee on Banking and Insurance.

Also—

- S. 496. To amend an Act entitled "An Act to confirm the incorporation of the Birmingham Medical college, a corporation organized under the general laws of this State, to declare its powers and to confer upon it additional rights, privileges and powers.

February 10, 1899, read first time, referred to Committee on Corporations.

February 15, 1899, reported favorably, read second time.

February 16, 1899, read third time and passed.

By Mr. Brown, by request—

- S. 497. To amend Sections 1116 and 1117 of the Code of Alabama of 1896.

February 10, 1899, read first time, referred to Committee on Revision of Laws.

By Mr. Rather—

S. 498. To authorize and empower the Decatur Mineral and Land company, a corporation, to list certain of its lands to the tax assessor of Morgan county, in acreage.

February 11, 1899, read first time, referred to Committee on Judiciary.

February 16, 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

February 23, 1899, House passed, signed.

February 23, 1899, approved.

By Mr. Deens of Covington—

S. 499. To authorize the court of county commissioners of Conecuh county to establish an additional voting precinct in beat 5, Conecuh county.

February 11, 1899, read first time, referred to Committee on Local Legislation.

February 15, 1899, reported favorably, read second time.

By Mr. Jelks, by request—

S. 500. To create a separate school district in Midway, Alabama, to define its boundaries and provide for the maintenance of schools therein.

February 11, 1899, read first time, referred to Committee on Education.

February 15, 1899, reported favorably, read second time.

February 15, 1899, recommitted to Committee on Education.

February 16, 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

February 23, 1899, House passed.

February 23, 1899, signed.

By Mr. Meador—

S. 501. To amend subdivision 4 of Section 3911 of the Code of Alabama with reference to the assessment of stocks of merchandise.

February 11, 1899, read first time, referred to Committee on Finance and Taxation.

By Mr. Lyons, by request—

S. 502. To provide against the destruction of timber.

February 11, 1899, read first time, referred to Committee on Judiciary.

By Mr. Deens of Covington—

S. 503. To require the clerk of the circuit court of Conecuh county to perform the duties of clerk of the county court of said county and fixing his fees for such services.

February 15, 1899, read first time, referred to Committee on Finance and Taxation.

February 17, 1899, reported favorably, read second time.

By Mr. Horton—

S. 504. To confirm the incorporation of the Greensboro club of Greensboro, Alabama.

February 15, 1899, read first time, referred to Committee on Corporations.

February 16, 1899, reported favorably, read second time.

By Mr. Cunningham—

S. 505. To establish a new charter for the town of Pratt City, Jefferson county, Alabama.

February 15, 1899, read first time, referred to Committee on Corporations.

February 16, 1899, reported favorably, read second time.

February 17, 1899, read third time and passed.

February 21, 1899, House passed.

February 23, 1899, signed, approved.

Also—

- S. 506. To establish a separate school district for the town of Pratt City, Alabama.

February 15, 1899, read first time, referred to Committee on Education.

Also—

- S. 507. To authorize the city of Birmingham, Alabama, the corporate name of which said city is the "Mayor and Aldermen of Birmingham," to establish, purchase, maintain and operate and own gas works for the purpose of supplying said city and other consumers with gas for light and power.

February 15, 1899, read first time, referred to Committee on Municipal and County Organization.

February 16, 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

February 23, 1899, House passed, signed, approved.

By Mr. Thompson—

- S. 508. To regulate the toll charges across bridges in this State.

February 15, 1899, read first time, referred to Committee on Finance and Taxation.

By Mr. Brown—

- S. 509. To prohibit the manufacture, sale, giving away or otherwise disposing of alcoholic, spirituous, vinous or malt liquors, intoxicating bitters, wines or fruits preserved in such intoxicants within three miles of Eargle school house located in Bright Star precinct in Blount county, and to repeal all laws in conflict with the same.

February 15, 1899, read first time, referred to Committee on Temperance.

February 16, 1899, reported favorably,
read second time.

February 18, 1899, read third time and
passed.

By Mr. Jenkins—

S. 510. To relieve Henry J. Champion, a minor seven-
teen years of age, of the disabilities of non-
age.

February 15, 1899, read first time, refer-
red to Committee on Judiciary.

February 16, 1899, reported favorably,
read second time.

February 18, 1899, read third time and
passed.

February 23, 1899, House passed, signed,
approved.

By Mr. Brown, by request—

S. 511. To amend Secetion thirteen (13) of an Act
entitled "An Act to constitute the town of
Albertville a separate school district and to
provide for the management of the public
schools of said district," approved February
18, 1897.

February 16, 1899, read first time, refer-
red to Committee on Education.

February 18, 1899, reported favorably,
read second time.

February 20, 1899, read third time and
passed.

February 23, 1899, House passed.

By Mr. Rather—

S. 512. For the relief of Dora Ryan, Guy Ryan and
Maude Ryan, minors, of Morgan county, Al-
abama.

February 16, 1899, read first time, refer-
red to Committee on Revision of Laws.

February 17, 1899, reported favorably,
read second time.

February 18, 1899, read third time and
passed.

February 23, 1899, House passed.

February 23, 1899, signed, approved.

By Mr. Moody—

S. 513. To amend Section 2 of an Act to amend an Act
entitled "An Act to create and establish an
Industrial School for White Girls in Ala-
bama."

February 16, 1899, read first time, refer-
red to Committee on Education.

February 20, 1899, reported favorably,
read second time.

By Mr. Jelks—

S. 514. For the preservation and protection of certain
birds in Lee county, Alabama.

February 16, 1899, read first time, refer-
red to Committee on Local Legislation.

February 17, 1899, reported favorably,
read second time.

By Mr. Thomason—

S. 515. To provide for the payment of the clerk of the
county court of Cleburne county, Alabama,
for keeping the minutes of said court.

February 16, 1899, read first time, refer-
red to Committee on Finance and Taxation.

February 20, 1899, reported favorably,
read second time.

By Mr. Moody—

S. 516. To repeal an Act entitled "An Act to promote
and secure the erection of cotton mills and
factories in the State of Alabama," approved
February 13, 1897.

February 16, 1899, read first time, refer-
red to Committee on Finance and Taxation.

February 18, 1899, reported favorably,
read second time.

By Mr. Pulley—

S. 517. To incorporate the Alabama Beta Chapter
Phi Delta Theta.

February 16, 1899, read first time, referred to Committee on Corporations.

February 17, 1899, reported favorably,
read second time.

By Mr. Jelks—

S. 518. To provide for the holding of the regular sessions of the board of revenue of Barbour county, alternately, at Clayton and Eufaula, and to authorize special sessions at either of said places.

February 16, 1899, read first time, referred to Committee on Local Legislation.

February 17, 1899, reported favorably,
read second time.

February 18, 1899, read third time and passed.

February 23, 1899, House passed.

February 23, 1899, signed, approved.

By Mr. Nunnellee—

S. 519. To amend "An Act to incorporate the Southern Lumber Fire association of Birmingham, Alabama, and to define its rights and powers and franchises," approved February 14, 1895.

February 16, 1899, read first time, referred to Committee on Corporations.

February 17, 1899, reported favorably,
read second time.

By Mr. Wiley—

S. 520. To authorize the board of revenue of Montgomery county, to declare the streets in the suburbs of the city of Montgomery public

roads, and to provide for the working and improving of the same.

February 16, 1899, read first time, referred to Committee on Judiciary.

February 18, 1899, reported favorably, read second time.

By Mr. Hall—

S. 521. To incorporate and exempt from taxation the property of the Boaz Seminary, located in the town of Boaz, Marshall county.

February 16, 1899, read first time, referred to Committee on Corporations.

February 17, 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

By Mr. Matthews—

S. 522. To amend the city charter of Sheffield, in the county of Colbert, State of Alabama.

February 16, 1899, read first time, referred to Committee on Penitentiary.

February 17, 1899, reported favorably, read second time.

By Mr. Brown—

S. 523. To amend Section 1 of an act entitled an act to establish a separate school district to be known as Flat Rock district, in Winston and Cullman counties, approved December 9th, 1896.

February 16, 1899, read first time, referred to Committee on Education.

February 18, 1899, reported favorably, read second time.

By Mr. Moody—

S. 524. To confer additional powers on the trustees of the Alabama Central Female College located at Tuscaloosa, Alabama.

February 16, 1899, read first time, referred to Committee on Banking and Insurance.

February 18, 1899, reported favorably, read second time.

February 23, 1899, House substituted House bill 1487 and ; passed, Senate concurs.

Also—

S. 525. To authorize an election to be held in Tuscaloosa county, as to whether the provisions of an act entitled an act to authorize municipal and other sub-divisions of the State to buy and sell spirituous, vinous and malt liquors, and to further regulate or prohibit the sale of such liquors, approved February 1899, shall apply to Tuscaloosa county and to declare the effect of such an election.

February 17, 1899, read first time, referred to Committee on Temperance.

February 18, 1899, reported favorably, read second time, with substitute.

February 20, 1899, as amended, read third time, passed.

February 23, 1899, House amended and passed, Senate concurs.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Caffee—

S. 526. For the relief of W. F. Wilkerson, of Autauga county, and to relieve him from the payment of one hundred dollars into the State treasury of Alabama.

February 18, 1899, read first time, referred to Committee on Finance and Taxation.

By Mr. Brown, by request—

S. 527. To regulate the disbursing of the public school funds of this State.

February 18, 1899, read first time, referred to Committee on Education.

Also—

S. 528. To increase the powers of the mayor and council of the city of Cullman.

February 18, 1899, read first time, referred to Committee on Revision of Laws.

February 20, 1899, reported favorably, read second time.

Also, by request—

S. 529. To relieve Eugene Alfred Grayot of Cullman county, State of Alabama, of the disabilities of non-age, and to invest him with certain rights.

February 18, 1899, read first time and referred to Committee on Privileges and Elections.

Also—

S. 530. To incorporate Oneonta High school in Blount county.

February 18, 1899, read first time, referred to Committee on Education.
read second time.

February 20, 1899, reported favorably,

HOUSE BILLS,

Considered by Senate, Session 1898 99.

- H. 2. To provide for the registration and lien of judgments for the payment of money in the Courts of Justices of the Peace in the counties of Baldwin, Coosa, Talladega and Henry.

December 7, 1898, read first time, referred to Committee on Finance and Taxation.

December 9, 1898, reported favorably with amendment, read second time.

February 6, 1899, adopted amendment, read third time and passed.

February 8, 1899, House concurs in Senate amendment, signed.

February 17, 1899, approved.

By Mr. Lee—

- H. 3. To authorize the city of Eufaula to issue bonds for funding its floating debt.

November 23, 1898, read first time, referred to Committee on Municipal and County Organizations.

November 25, 1898, read second time, calendar.

November 26, 1898, read third time, passed.

November 28, 1898, signed.

December 2, 1898, approved.

By Mr. Reynolds—

- H. 6. To divide the county of Chilton into four commissioners districts, and to fix the term of office of the county commissioners of said county.

December 2, 1898, read first time, referred to Committee on Judiciary.

December 6, 1889, reported favorably,
read second time.

January 26, 1899, read third time and
passed.

January 27, 1899, signed.

February 4, 1899, approved.

By Mr. Byers—

H. 7. For the relief of W. S. Wilson, ex-sheriff of Franklin county, for the removal of prisoners from Lawrence and Jefferson counties to the county of Franklin.

December 9, 1898, read first time, referred to Committee on Privileges and Elections.

By Mr. Garrett—

H. 8. To provide for the appointment of a board of examiners to examine and license teachers of public schools in Clebourne county.

November 30, 1898, read first time, referred to Committee on Education.

January 30, 1899, reported favorably,
read second time.

Also—

H. 9. To create the city of Fruithurst, in Clebourne county, including all the territory within two (2) miles of the school house situate within the corporate limits of said city, a separate school district.

November 30, 1898, read first time, referred to Committee on Education.

December 12, 1898, reported favorably,
read second time.

February 2, 1899, amendment adopted,
read third time and passed.

February 4, 1899, House concurs Senate amendment.

February 7, 1899, signed.

February 15, 1899, approved.

By Mr. Garner—

- H. 11. To provide for the registration and lien of judgements for the payment of money in the courts of justice of the peace in Dale, Coffee, Tallapoosa and Marengo counties.

November 28, 1898, read first time, referred to Committee on Judiciary.

December 2, 1898, reported favorably, read second time.

December 5, 1898, read third time and passed, amended.

December 7, 1898, House concurs.

December 12, 1898, signed.

December 14, 1898, approved.

By Mr. Carson—

- H. 13. To prevent the selling or giving away within the county of Dallas and outside of the city of Selma, any vinous, spirituous or malt liquors or intoxicating drinks, bitters or beverages, except for sacramental purposes or by persons at their private residence, using the same in their own families and for guests.

December 7, 1898, read first time, referred to Committee on Temperance.

December 8, 1898, reported favorably, read second time.

January 27, 1899, read third time and passed.

January 28, 1899, signed.

February 4, 1899, approved.

By Mr. Vaughan—

- H. 14. To provide for and regulate the selection and drawing and empaneling of grand and petit juries in Dallas county, Alabama.

November 29, 1898, read first time referred to Committee on Judiciary.

December 2, 1898, reported favorably, read second time.

December 5, 1898, read third time and passed.

December 7, 1898, signed.

December 9, 1898, approved.

By Mr. Smith of Escambia—

H. 15. To better provide for the payment of State witnessess in the county of Escambia.

November 23, 1898, read first time, referred to Committee on Local Legislation.

November 28, 1898, reported favorably, read second time.

November 29, 1898, amended, read third time, passed.

November 30, 1898, passage reconsidered. 3d reconsidered, amendment stricken, read third time, passed.

December 1, 1898, signed.

December 2, 1898, approved.

By Mr. Marbut—

H. 16. To authorize the court of county commissioners of Etowah county, to issue and sell warrants of said county not exceeding ten thousand dollars for each year for a period not exceeding four years, to pay the current expenses of said county in cash and to provide for the payment of interest thereon.

December 2, 1898, read first time, referred to Committee on Finance and Taxation.

February 9, 1898, reported favorably, read second time.

December 14, 1898, read third time and passed.

December 16, 1898, signed.

December 16, 1898, approved.

Also—

H. 17. For the relief of W. S. Wilson, ex-sheriff of Franklin county, for the removal of prisoners from Lawrence and Jefferson counties to the county of Franklin.

December 9, 1898, read first time, referred to Committee on Privileges and Elections.

December 14, 1898, returned and recommended to Committee on Finance and Taxation.

January 31, 1899, reported favorably, read second time.

February 1, 1899, read third time and passed.

February 2, 1899, passage reconsidered, third reading reconsidered, amended, read third time, passed.

February 4, 1899, House concurs Senate amendment.

February 7, 1899, signed.

February 17, 1899, approved.

By Mr. Byers—

H. 18. For the relief of C. M. Malone, special coroner of Franklin county, for the removal of a prisoner from Colbert county, Alabama, to the jail in Franklin county.

January 25, 1899, read first time, referred to Committee on Penitentiary.

January 27, 1899, recommended to Finance and Taxation.

January 31, 1899, reported favorably, read second time.

February 1, 1899 read third time and passed.

February 2, 1899, signed.

February 4, 1899, approved.

By Mr. Harwood—

H. 19. To authorize and require the commissioners

court of Greene county, Alabama, to set apart and appropriate money from the general fund of said county with which to pay and discharge certificates of State witnesses issued by the foreman of the grand jury and by the clerk of the circuit court of said county, fees which by law became a good claim against the fine and forfeiture fund of said county after the approval of this act, and to regulate the manner of said payments and fixing the amount of said witness fees.

November 23, 1898, read first time, referred to Committee on Local Legislation.

November 26, 1898, reported favorably, read second time.

November 28, 1898, read third time and passed.

November 29, 1898, signed.

December 2, 1898, approved.

Also—

H. 20. To require passenger trains on railways in this State to stop at certain stations nearest the court house town of every county in this State, and to prescribe who shall establish such stations and to fix penalties for the violation of such requirements.

February 10, 1899, read first time, referred to Committee on Commerce and Common Carriers.

February 15, 1899, reported favorably, read second time.

February 20, 1899, read third time and passed.

February 21, 1899, signed.

February 21 1899, approved.

By Mr. Copps—

H. 21. For the relief of W. A. McClendon, late sheriff of Henry county.

December 1, 1898, read first time, referred to Committee on Finance and Taxation.

December 13, 1898, reported favorably, second time.

December 14, 1898, read third time and passed.

December 16 1898, signed.

December 16, 1898, approved.

By Mr. Moody—

H. 22. To authorize Jackson county to build macadamized roads and bridges and to issue bonds of the county to aid in the construction and building thereof.

November 26, 1898, read first time, referred to Committee on Local Legislation.

November 29, 1898, reported favorably, read second time.

December 1, 1898, amended, read third time, passed.

December 3, 1898, House concurs.

December 5, 1898, signed.

December 8 1898, approved.

By Mr. Houston—

H. 24. To prevent the use of alias names.

Referred to Committee on Judiciary.

Also—

H. 25. To prevent hunting on land in Jefferson county without the written consent of the owner.

November 25, 1898, read first time, referred to Committee on Local Legislation.

November 29, 1898, reported favorably, read second time.

December 1, 1898, read third time and passed.

December 5, 1898, signed.

December 8, 1898, approved.

By Mr. Gibson—

H. 27. To confer additional powers and authority on the Alabama State Land company, a body corporate existing under the laws of Alabama.

December 2, 1898, read first time, referred to Committee on Corporations.

December 5, 1898, reported favorably, read second time.

December 7, 1898, read third time and passed.

December 8, 1898, signed.

December 14, 1898, approved.

By Mr. Mitchell—

H. 28. To prohibit stock from running at large within certain limits in Lauderdale county, Alabama.

November 25, 1898, read first time, referred to Committee on Local Legislation.

November 28, 1898, reported favorably, read second time.

November 29, 1898, read third time and passed.

November 30, 1898, signed.

December 2, 1898, approved.

Also—

H. 29. To make the fees of bonded constables in the counties of Lauderdale, Colbert, Chilton and Tuscaloosa, the same as sheriff's fees, when they perform the same or similar services.

November 25, 1898, read first time, referred to Committee on Finance and Taxation.

November 29, 1898, reported favorably, read second time.

November 30, 1898, amended, read third time, passed.

December 2, 1898, House concurs in Senate amendment.

December 3, 1898, signed.

December 3, 1898, approved.

By Mr. Pettus—

H. 30. To regulate so-called primary elections of recognized political parties in the State of Alabama.

January 25, 1899, read first time, referred to Committee on Privileges and Elections.

February 1, 1899, reported favorably, read second time.

February 2, 1899, special order February 3 1899.

February 3, 1899, read third time and amended, passed.

February 7, 1899, House concurs in Senate amendment.

February 7, 1899, signed.

February 8, 1899, approved.

By Mr. Harris—

H. 31. To establish Loochapaka school district in Lee county, Alabama.

November 30, 1898, read first time, referred to Committee on Education.

February 6, 1899, reported favorably, read second time, amended.

February 7, 1899, amendment adopted, read third time, passed.

February 9, 1899, House concurs.

February 9, 1899, signed.

February 17, 1899, approved.

By Mr. Hurt—

H. 32. To authorize the town council of the town of Tuskegee, to issue and negotiate bonds of said town for an amount not exceeding thir-

ty thousand dollars, for the purpose of constructing and maintaining a system of water works and a system of electric lights, one or both, in said town.

November 29, 1898, read first time, referred to Committee on Banking and Insurance.

December 9, 1898, reported favorably, read second time.

December 13, 1898, Senate amended, read third time and passed.

December 14, 1898, House concurs in Senate amendment.

December 16, 1898, signed.

December 16, 1898 approved.

By Mr. Wallace—

H.34. To authorize the mayor and aldermen of the city of Huntsville, to issue bonds of said city to an amount not exceeding twenty thousand dollars. . .

December 2, 1898, read first time, referred to Committee on Finance and Taxation.

December 9, 1898, reported favorably, read second time.

December 13, 1898, read third time, passed.

December 14, 1898, signed.

December 14, 1898, approved.

Also—

H. 36. To authorize the mayor and aldermen of the city of Huntsville, to use and expend the unexpended balance of the proceeds of the sale of bonds issued under the authority conferred by the act of the general assembly of Alabama, approved February 3d, 1897, entitled an act to authorize the mayor and aldermen of the city of Huntsville, to issue bonds of said city for an amount not exceeding forty thousand dollars for the exclusive purpose of building and repairing and constructing sewers.

November 26, 1898, read first time, referred to Committee on Finance and Taxation.

November 29, 1898, reported favorably, read second time.

November 30, 1898, read third time and passed.

December 1, 1898, signed.

December 2, 1898, approved.

By Mr. Davis—

H. 37. To provide for the making of the bond of the State treasurer through guarantee companies, and to fix the amount of the bond of the treasurer of the State.

November 28, 1898, read first time, referred to Committee on Finance and Taxation.

November 29 1898, reported favorably, read second time.

November 30, 1898, amended, read third time and passed.

December 1, 1898, House concurs and signed.

December 2, 1898, approved.

By Mr. Delchamps—

H. 41. To remove the disabilities of the chancellor for the sothwestern chancery division of Alabama, in cause No. 3740 pending in the thirteenth district of said chancery division.

December 2, 1898, read first time, referred to Committee on Judiciary.

December 6, 1898, reported favorably, read second time.

January 26, 1899, read third time and passed.

January 27, 1899, signed.

February 4, 1899, approved.

Also—

H. 42. To prefer the wages of all employees of cor-

porations to every other debt or claim against such corporations whenever a receiver is appointed.

February 8, 1899, read first time, referred to Committee on Judiciary.

February 16, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

Also—

H. 43. To limit the amount of costs recovered in civil actions before justices of the peace in and for Mobile county.

February 9 1899, read first time, referred to Committee on Revision of Laws.

February 10, 1899, reported favorably, read second time, calendared.

By Mr. Lavretta—

H. 47. To authorize the city of Mobile to provide, maintain and operate systems of water works and sewerage.

November 23, 1898, read first time, referred to Committee on Municipal and County organizations.

November 28, 1898, reported favorably, read second time.

November 29, 1898, read third time and passed.

November 3, 1898, signed.

December 2, 1898, approved.

Also—

H. 48. To authorize the city of Mobile to make and issue bonds for building, purchasing or otherwise acquiring systems of water works and sewerage for the said city, and to mortgage said works to secure said bonds.

November 23, 1898, read first time, referred to Committee on Municipal and County Organization.

November 28, 1898, reported favorably, read second time.

November 29, 1898, read third time and passed.

November 30, 1898, signed.

December 2, 1898, approved.

By Mr. Robinson—

H. 50. To amend Section 4457 (§ 4457) of the Code of Alabama.

November 30, 1898, read first time, referred to Committee on Penitentiary.

December 5, 1898, reported favorably, read second time.

December 6, 1898, read third time and passed.

December 7, 1898, signed.

December 8, 1898, approved.

By Mr. Bibb—

H. 51. For the relief of I. Brickman, of Montgomery county, for payment of liquor license in excess of amount required by law.

December 3, 1898, read first time, referred to Committee on Judiciary.

December 6, 1898, reported favorably, read second time.

December 9, 1898, read third time and passed.

December 10, 1898, signed.

December 14, 1898, approved.

By Mr. Graves—

H. 52. To provide for the election of the county superintendent of education of Montgomery county.

December 2, 1898, read first time, referred to Committee on Education.

December 14, 1898, recommitted to Committee on Judiciary.

February 1, 1899, reported favorably, read second time.

February 4, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

Also—

H. 53. To authorize the Most Worshipful Grand Lodge of Free and Accepted Masons of the State of Alabama to issue bonds for an amount not exceeding fifteen thousand dollars, and to mortgage its property to secure the same.

November 26, 1898, read first time, referred to Committee on Judiciary.

November 29, 1898, reported favorably, read second time.

November 30, 1898, read third time and passed.

December 1, 1898, signed.

December 2, 1898, approved.

By Mr. Screws—

H. 54. To establish a board of police commissioners for the city of Montgomery, and to define its powers and authority.

December 12, 1898, read first time, referred to Committee on Judiciary.

Also—

H. 56. To provide the mode and manner of electing municipal officers of the city of Montgomery.

December 12, 1898, read first time, referred to Committee on Judiciary.

By Mr. Sturdivant—

H. 60. To alter and define the boundary line between

Bibb and Shelby counties in the State of Alabama.

December 12, 1898, read first time, referred to Committee on Municipal and County Organization.

January 27, 1899, reported favorably, read second time.

February 3, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

By Mr. Lacy—

H. 61. To incorporate Oakman college in the town of Oakman, in Walker county, Alabama.

November 30, 1898, read first time, referred to Committee on Corporations.

December 5, 1898, reported favorably, read second time.

December 9, 1898, read third time and passed.

December 10, 1898, signed.

December 13, 1898, recalled.

February 10, 1899, signature erased.

February 16, 1899, House concurs Senate amendment.

February 16, 1899, read third time and passed.

February 18, 1899, signed.

February 20, 1899, approved.

Also—

H. 62. To amend Sections 3 and 8 of an Act approved on December 3, 1896, entitled "An Act to create a separate school district in the town of Oakman, Alabama, to define the boundaries thereof and to provide for the maintenance of schools thereof."

December 1, 1898, read first time, referred to Committee on Education.

January 30, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 3, 1899, signed.

February 4, 1899, approved.

Also—

H. 63. To incorporate the Jasper Baptist church of Jasper, in Walker county, Alabama.

December 2, 1898, read first time, referred to Committee on Local Legislation.

December 3, 1898, reported favorably, read second time.

December 6, 1898 read third time and passed.

December 7, 1898, signed.

December 8, 1898, approved.

Also—

H. 64. To amend Section 3 of an Act approved February 18, 1895, entitled "An Act to charter the town of Oakman, in the county of Walker, State of Alabama."

December 1, 1898, read first time, referred to Committee on Corporations.

December 5, 1898, reported favorably, read second time.

December 9, 1898, read third time and passed.

December 10, 1898, signed.

December 14, 1898, approved.

Also—

H. 65. To authorize the board of intendent and councilmen of the town of Oakman, in Walker county, to issue bonds of the said town for an amount not exceeding five thousand dollars for the purpose of building, equipping or procuring suitable school buildings for the use of the residents of said town.

November 30, 1898, read first time, referred to Committee on Finance and Taxation.

December 3, 1898, reported favorably, read second time.

December 6, 1898, read third time and passed.

December 7, 1898, signed.

December 14, 1898, approved.

By Mr. Bulger—

H. 67. To repeal an Act entitled "An Act to regulate the trial of misdemeanors in the county of Tallapoosa," approved February 15, 1897, and to transfer certain cases from said county court of Tallapoosa county to the circuit court of said county.

November 25, 1898, read first time, referred to Committee on Revision of Laws.

November 29, 1898, reported favorably, read second time.

November 30, 1898, read third time and passed.

December 1, 1898, signed.

December 2, 1898, approved.

By Mr. Brown—

H. 68. To provide for the examination of State banks and bankers.

February 18, 1899, read first time, referred to Committee on Banking and Insurance.

By Mr. Smith of Baldwin—

H. 69. To repeal an Act entitled "An Act to better provide for keeping up the public roads of Baldwin county," approved February 4, 1897.

November 30, 1898, read first time, referred to Committee on Commerce and Common Carriers.

December 1, 1898, reported favorably, read second time, calendar.

December 5, 1898, read third time and passed.

December 6, 1898, signed.

December 8, 1898, approved.

By Mr. Sloan—

H. 70. To repeal an Act entitled "An Act to authorize the commissioners' court of Blount county to levy a tax for working the public roads of said county and to let out said roads by contract."

December 2, 1898, read first time, referred to Committee on Revision of Laws.

December 12, 1898, reported favorably, read second time.

By Mr. Maddox, with notice of proof—

H. 71. To amend Sections 3, 11, 16 and 17 of an Act entitled "An Act to establish a new charter for the town of Piedmont, Alabama," approved February 2, 1891, and to authorize the city of Piedmont to purchase, construct and operate water works and electric light plants, and fixing a time for filing claims against said city.

November 26, 1898, read first time, referred to Committee on Local Legislation.

December 2, 1898, reported favorably, read second time.

December 3, 1898, read third time and passed.

December 5, 1898, signed.

December 8, 1898, approved.

By Mr. Kelley—

H. 73. To amend Section 3 of an Act entitled "An Act to authorize the commissioners' court of Choctaw and Clarke counties to establish districts in which stock may be prevented from running at large," so far as it relates to Choctaw county.

December 9, 1898, read first time, referred to Committee on Local Legislation.

December 10, 1898, reported favorably, read second time.

December 14, 1898, read third time and passed.

December 16, 1898, signed.

December 16, 1898, approved.

By Mr. Garrett—

H. 775. To prevent stock from running at large in precincts Nos. 6, 7, 8, 9, 10, 11, 12 and 15, in Clebourne county, and all of precincts Number eight (8) and nine (9), and that part of precinct twelve north of the city of Greenville, the Greenville and Pineapple road and the old Montezuma road in Butler county, Alabama; and in Sections five (5), six (6) and seven (7), township eighteen (18), range nine (9), and Sections one (1), two (2) and twelve (12), township eighteen (18), range eight (8), making one hundred yards the line west and northwest of the public road known as the Oxford and Shinbone road, running through Section six (6), township 18, range nine, and Sections 1 and 2 in township 18, range 8, in Clay county, Alabama.

December 6, 1898, read first time, referred to Committee on Judiciary.

December 12, 1898, reported favorably, read second time.

December 13, 1898, read third time and passed.

December 14, 1898, signed.

December 14, 1898, approved.

By Mr. Smith of Baldwin—

H. 76. To define a lawful barbed wire fence for Baldwin county for cows, horses and mules.

November 30, 1898, read first time, referred to Committee on Local Legislation.

December 2, 1898, reported favorably, read second time, calendar.

January 27, 1899, read third time and passed.

January 28, 1899, signed.

February 4, 1899, approved.

By Mr. Cornelius—

H. 79. To amend Section 1 of an Act to establish the Blanch school district in Cherokee county, approved February 9, 1897.

November 30, 1898, read third time, referred to Committee on Education.

December 12, 1898, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 3, 1899, signed.

February 4, 1899, approved.

By Mr. Edwards—

H. 81. To incorporate the town of Enterprise, in Coffee county.

December 3, 1898, read first time, referred to Committee on Corporations.

January 31, 1899, reported favorably, read second time, with amendment.

February 2, 1899, amendment adopted, read third time and passed.

February 4, 1899, House concurs Senate amendment.

February 7, 1899, signed.

February 15, 1899, approved.

By Mr. Jones of Covington—

H. 82. To authorize the court of county commissioners of Covington county to contract for insurance of the court house of said county, and the contents thereof against fire, and to make the warrants of said court for the pre-

miums on said insurance preferred claims against the general fund of said county.

November 30, 1898, read third time, referred to Committee on Finance and Taxation.

Also—

H. 83. To provide for the disposition of certain funds in the county treasury of Covington county.

November 30, 1898, read first time, referred to Committee on Finance and Taxation.

December 3, 1898, reported favorably, read second time.

December 6, 1898, amended, read third time and passed.

December 8, 1898, House concurs.

December 8, 1898, signed.

December 14, 1898, approved.

By Mr. Thigpen—

H. 84. To repeal an Act entitled "An Act to establish a system for working roads in Crenshaw county, and to authorize the commissioners' court of Crenshaw county to levy and collect a tax for working the public roads of said county, and to let out said roads by contract," approved February 13, 1897.

November 30, 1898, read first time, referred to Committee on Commerce and Common Carriers.

December 1, 1898, reported favorably, read second time.

December 22, 1898, read third time and passed.

December 5, 1898, signed.

December 8, 1898, approved.

Also—

H. 85. To authorize and require the court of county commissioners of Crenshaw county to meet in special session within ten days after the

approval of this Act for the purpose of appointing road apportioners in Crenshaw county.

November 30, 1898, read first time, referred to Committee on Judiciary.

December 2, 1898, reported favorably, read second time.

December 5, 1898, read third time and passed.

December 6, 1898, signed.

December 8, 1898 approved.

Also—

H. 86. To make valid and chargeable against the fine and forfeiture fund of Crenshaw county, Alabama, certain witness script or witness certificates issued by the foreman of the grand juries of Crenshaw county, Alabama, and have said script or witness certificates paid by the treasurer of said county in the order of their registration.

November 30, 1898, read first time, referred to Committee on Finance and Taxation.

December 3, 1898, reported favorably, with amendment, read second time.

December 6, 1898, read third time and passed, amended.

December 8, 1898, House concurs.

December 8, 1898, signed.

December 14, 1898, approved.

By Mr. Garner—

H. 88. For the relief of Read Fertilizer company, of Charleston, S. C.

November 30, 1898, read first time, referred to Committee on Privileges and Elections.

December 2, 1898, reported favorably, read second time.

December 6, 1898, recommitted to Commit-

tee on Privileges and Elections.

January 31, 1899, reported favorably, read second time.

February 4, 1899, read third time and passed.

February 7, 1899, signed.

February 17, 1899, approved.

By Mr. Carson—

H. 91. To authorize and empower the Selma Cotton Mill company to issue and sell its first mortgage bonds in an amount not exceeding its paid up capital stock, and to secure the same by a first mortgage on its property, real and personal, and its franchises by the consent of the holders of the larger part in value of its capital stock, expressed by vote at a meeting of the stockholders called for that purpose.

December 8, 1898, read first time, referred to Committee on Corporations.

December 9, 1898, reported favorably, read second time.

December 12, 1898, read third time and passed.

December 13, 1898, signed.

December 14, 1898, approved.

By Mr. Riggs—

H. 93. To amend an Act entitled "An Act to further regulate the affairs of Dallas county."

November 30, 1898, read first time, referred to Committee on Local Legislation.

December 1, 1898, reported favorably, read second time, calendar.

By Mr. Harwood—

H. 94. To amend Section 4417 of the Code.

December 2, 1898, read first time, referred to Committee on Revision of Laws.

December 2, 1898, reported without recommendation, read second time.

By Mr. Box—

H. 95. To establish a separate school district to be known as the Piney Grove school district, in Geneva county, Alabama, and to provide a penalty for the violation of the provisions of this Act.

December 9, 1898, read first time, referred to Committee on Education.

January 30, 1899, reported favorably, read second time.

By Mr. Houston—

H. 97. To repeal an Act entitled "An Act to protect certain birds in Jefferson county," approved February 18, 1897.

November 30, 1898, read first time, referred to Committee on Local Legislation.

December 1, 1898, reported favorably, read second time, calendar.

December 5, 1898, read third time and passed.

December 6, 1898, signed.

December 8, 1898, approved.

By Mr. Huey—

H. 98. To provide the manner of selecting the police force in the city of Birmingham, and to provide for the efficient management of the police force of said city.

November 25, 1898, read first time, referred to Committee on Municipal and County Organizations.

November 29, 1898, reported favorably, with substitute, read second time.

November 30, 1898, substitute adopted, read third time and passed.

December 2, 1898, House non-concurs in Committee of Conference report.

December 6, 1898, report Committee on Conference concurred in.

December 7, 1898, House concurs in report Conference Committee.

December 9, 1898, signed.

December 14, 1898, approved.

By Mr. Burkhalter—

H. 99. To incorporate the Ensley Steele and Pipe company.

December 2, 1898, read first time, referred to Committee on Corporations.

December 5, 1898, reported favorably, read second time.

January 25, 1899, read third time and passed.

January 27, 1899, signed.

February 1, 1899, recalled from Governor.

By Mr. Gibson, substitute—

H. 101. To provide for the creation of the office of auditor of Jefferson county, and to define the powers and duties thereof, and the manner of appointment and election to office.

December 12, 1898, read first time, referred to Committee on Finance and Taxation.

December 14, 1898, reported favorably, read second time.

December 16, 1898, read third time and passed.

January 25, 1899, signed.

February 4, 1899, approved.

By Mr. Burkhalter—

H. 102. To amend Section 4698 of the Code of Alabama which Section regulates the disposing of liquors on election day, and the day proceeding, so that it will not be unlawful to sell spirituous, vinous or malt liquors in Jefferson, Mobile and Madison counties, Ala-

December 6, 1898, report Committee on Conference concurred in.

December 7, 1898, House concurs in report Conference Committee.

December 9, 1898, signed.

December 14, 1898, approved.

By Mr. Burkhalter—

H. 99. To incorporate the Ensley Steele and Pipe company.

December 2, 1898, read first time, referred to Committee on Corporations.

December 5, 1898, reported favorably, read second time.

January 25, 1899, read third time and passed.

January 27, 1899, signed.

February 1, 1899, recalled from Governor.

By Mr. Gibson, substitute—

H. 101. To provide for the creation of the office of auditor of Jefferson county, and to define the powers and duties thereof, and the manner of appointment and election to office.

December 12, 1898, read first time, referred to Committee on Finance and Taxation.

December 14, 1898, reported favorably, read second time.

December 16, 1898, read third time and passed.

January 25, 1899, signed.

February 4, 1899, approved.

By Mr. Burkhalter—

H. 102. To amend Section 4698 of the Code of Alabama which Section regulates the disposing of liquors on election day, and the day proceeding, so that it will not be unlawful to sell spirituous, vinous or malt liquors in Jefferson, Mobile and Madison counties, Ala-

January 25, 1899, read third time and passed.

January 27, 1899, signed.

February 4, 1899, approved.

By Mr. Pettus, by request—

H. 110. To authorize and empower the mayor and council of the town of Athens, Alabama, to issue and sell bonds of said town to an amount not exceeding six thousand dollars, falling due not more than thirty years from their date, bearing not exceeding six per cent. interest, payable semi-annually, for the purpose of paying and satisfying a mortgage upon the electric light plant owned and operated by said town, and of making improvements thereon and extensions thereof.

December 1, 1898, read first time, referred to Committee on Finance and Taxation.

December 3, 1898, reported favorably, read second time.

December 3, 1898, read third time and passed.

December 6, 1898, signed.

December 8, 1898, approved.

By Mr. Harris—

H. 111. To allow stock to run at large in beat 12, Lee county, at certain seasons of the year.

December 2, 1898, read first time, referred to Committee on Local Legislation.

December 3, 1898, reported favorably, read second time.

December 6, 1898, read third time and passed.

December 7, 1898, signed.

December 8, 1898, approved.

By Mr. McRee—

H. 112. To confer additional jurisdiction upon the

county court of Lowndes county and to regulate the proceedings therein.

January 30, 1899, read first time, referred to Committee on Revision of Laws.

February 3, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 7, 1899, signed.

February 17, 1899, approved.

By Mr. Wallace—

H. 113. For the protection of persons keeping public pastures or training stables for the development of horses.

December 13, 1898, read first time, referred to Committee on Agriculture.

January 27, 1899, reported favorably, with amendment, read second time.

January 28, 1899, amendment adopted, read third time and passed.

February 1, 1899, House concurs. signed.

February 4, 1899, approved.

Also—

H. 114. To prohibit the sale of intoxicating liquors within a radius of three miles from Rockdale church, in Marshall county.

December 9, 1898, read first time, referred to Committee on Temperance.

December 10, 1898, reported favorably, with amendment, read second time.

December 14, 1898, amendment adopted, read third time and passed, House concurs in Senate amendment.

December 16, 1898, signed.

December 16, 1898, approved.

Also—

H. 115. To require the court of county commissioners of Madison county, Alabama, to publish

semi-annually a statement of the financial condition of the county.

December 1, 1898, read first time, referred to Committee on Printing.

December 2, 1898, reported favorably, read second time.

December 6, 1898, read third time and passed.

December 7, 1898, signed.

December 8, 1898, approved.

By Mr. Bayles—

H. 117. To regulate the payment of claims against the fine and forfeiture fund of Monroe county, Alabama.

November 30, 1898, read first time, referred to Committee on Finance and Taxation.

February 2, 1899, reported favorably, read second time.

February 3, 1899, read third time and passed.

February 7, 1899, signed.

February 15, 1899, approved.

By Mr. Screws—

H. 118. To amend an Act entitled "An Act to provide for the compensation of sheriffs of Mobile and Jefferson counties for ex-officio services, so as to include the sheriff of the county of Montgomery.

December 2, 1898, read first time, referred to Committee on Finance and Taxation.

December 13, 1898, reported favorably, read second time.

January 25, 1899, read third time and passed.

January 27, 1899, signed.

February 2, 1899, Senate concurs House joint resolution, signature erased.

February 2, 1899, passage reconsidered,

third reading reconsidered, substitute adopted, passed third reading and passed.

February 4, 1899, House concurs Senate amendment.

February 7, 1899, signed.

February 15, 1899, approved.

By Mr. Hood—

H. 119. To increase the salary of the auditor of the State by amending Section 1996 of the Code of Alabama.

November 26, 1898, read first time, referred to Committee on Finance and Taxation.

November 28, 1898, reported favorably, read second time, amended, calendar.

November 29, 1898, amended, read third time and passed.

November 30, 1898, House concurs, signed.

December 2, 1898, approved.

By Mr. Dameron—

H. 124. To regulate the fees of justices of the peace and notaries public ex officio justices of the peace in Talladega county, and to provide for the payment of the same in certain cases.

November 30, 1898, read first time, referred to Committee on Judiciary.

December 2, 1898, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 3, 1899, signed.

February 4, 1899, approved.

Also—

H. 125. To make the fees of constables in the counties of Talladega, Choctaw, Montgomery, Monroe, Covington, Shelby, Winston, St. Clair, Clay, Jefferson, Cleburne, Cherokee, Calhoun, Sumter, Randolph, Pickens, Etowah, DeKalb, Blount, Bibb, Crenshaw, Henry,

Coffee, Butler, Elmore, Tuscaloosa, Perry, Hale, Chilton, Chambers, Coosa, Dallas and Bullock, the same as sheriff's fees when they perform the same or similar services.

December 2, 1898, read first time, referred to Committee on Finance and Taxation.

February 9, 1899, reported with amendment, read second time.

February 10, 1899, amendment adopted, read third time, passed.

February 16, 1899, House concurs Senate amendment, signed.

February 17, 1899, approved.

By Mr. Bulger—

H. 126. To amend Section 1 of an Act entitled "An Act for the preservation of game animals and birds in Tallapoosa county," approved February 4, 1897.

November 30, 1898, read first time, referred to Committee on Local Legislation.

December 2, 1898, reported favorably, read second time.

December 5, 1898, read third time and passed.

December 6, 1898, signed.

December 8, 1898, approved.

Also—

H. 127. To require the road commissioners of Tallapoosa county to cause road overseers in said county to have loose stones removed from the roads of said county.

November 30, 1898, read first time, referred to Committee on Commerce and Common Carriers.

December 1, 1898, reported favorably, read second time.

December 2, 1898, read third time and passed.

December 5, 1898, signed.
December 8, 1898, approved.

By Mr. Foster—

- H. 129. To repeal an Act entitled "An Act for the improvement of roads and bridges in Tuscaloosa county," approved February 18, 1897.
November 30, 1898, read first time, referred to Committee on Finance and Taxation.

By Mr. Brandon—

- H. 131. To amend Section 2236 of the Code of Alabama.
November 23, 1898, read first time, referred to Committee on Rules.
November 25, 1898, read second time, calendar.
November 26, 1898, read third time and passed.
November 28, 1898, signed.
December 2, 1898, approved.

By Mr. Lacy—

- H. 133. To amend Section 1 of an Act entitled "An Act to prescribe the duties and qualifications of attorneys and counsellors at law, and regulate their admission to practice in the courts of the State," approved February 18, 1897.
December 2, 1898, read first time, referred to Committee on Revision of Laws.
December 2, 1898, reported favorably read second time.
December 13, 1898, read third time and passed.
December 14, 1898, signed.
December 14, 1898, approved.

By Mr. Sullivan—

- H. 136. To provide for the election of county superintendent of education of Washington county.

December 12, 1898, read first time, referred to Committee on Education.

December 14, 1898, reported favorably, read second time.

January 27, 1899, read third time and passed.

January 28, 1899, signed.

February 4, 1899, approved.

Also—

H. 138. To provide a separate poor house and separate accommodations for white and colored paupers in the county of Washington.

November 30, 1898, read first time, referred to Committee on Municipal and County Organizations.

December 2, 1898, reported favorably, read second time, calendar.

December 6, 1898, read third time and passed.

December 7, 1898, signed.

December 8, 1898, approved.

By Mr. Godbold—

H. 139. To make the wilful and malicious poisoning of certain animals a felony.

December 1, 1898, read first time, referred to Committee on Judiciary.

December 3, 1898, reported favorably, read second time.

December 6, 1898, read third time and passed, amended.

December 8, 1898, House non-concurs in Committee on Conference.

December 13, 1898, House non-concurs in report of Conference Committee.

December 14, 1898, Senate concurs in Conference report.

Also—

H. 140. To amend Section 4306 of the Code, so as to exclude the county of Marengo.

December 7, 1898, read first time, referred to Committee on Revision of Laws.

December 13, 1898, reported favorably, second time.

January 30, 1899, recalled from the Senate by the House.

January 31, 1899, returned from House to Committee on Judiciary.

February 2, 1899, reported favorably, read second time.

By Mr. Poole—

H. 141. To repeal Section 1959 of the Code.

December 2, 1898, read first time, referred to Committee on Revision of Laws.

December 12, 1898, reported favorably, read second time.

By Mr. Kelley—

H. 144. To compel public ginners to enclose their gins on the public highways and towns in Choctaw and Lawrence counties.

December 2, 1898, read first time, referred to Committee on Local Legislation.

December 3, 1898, reported favorably, read second time.

December 6, 1898, read third time and passed.

December 7, 1898, signed.

December 8, 1898, approved.

By Mr. Smith of Baldwin—

H. 146. To provide for the better support of the public schools of Baldwin county, Alabama, and for levying a special tax within constitutional limits to sustain them.

January 25, 1899, read first time, referred to Committee on Education.

January 28, 1899, reported favorably, read second time.

January 31, 1899, read third time and passed.

February 1, 1899, signed.

February 4, 1899, approved.

By Mr. Sloan—

H. 147. To prevent the cutting and falling of trees into the water courses of Blount county.

December 2, 1898, read first time, referred to Committee on Revision of Laws.

February 6, 1899, reported favorably, read second time, amendment.

February 7, 1899, amendment adopted, read third time and passed.

February 9, 1899, House concurs.

February 9, 1899, signed.

February 17, 1899, approved.

By Mr. Flewellen—

H. 149. To repeal a part of Section 2038 of the Code of Alabama, so far as the same applies to Bullock county.

December 7, 1898, read first time, referred to Committee on Revision of Laws.

December 14, 1898, reported favorably, read second time.

January 27, 1899, read third time and passed.

January 28, 1899, signed.

January 4, 1899, approved.

By Mr. Cornelius—

H. 154. To create a separate school district in Cherokee county and to define the boundaries thereof.

February 1, 1899, read first time, referred to Committee on Education.

February 6, 1899, reported favorably,
read second time.

February 7, 1899, read third time and
passed.

February 8, 1899, signed.

February 17, 1899, approved.

By Mr. Matthews—

H. 155. To amend Section 5425 of the Code of Alabama.

December 12, 1898, read first time, referred to Committee on Judiciary.

February 1, 1899, reported favorably, read second time.

February 2, 1899, amendment adopted, read third time and passed.

February 4, 1899, House concurs in Senate amendment.

February 7, 1899, signed.

February 15, 1899, approved.

By Mr. Brown—

H. 158. To provide for repairing and refurnishing the Capitol and keeping the grounds in order.

December 8, 1898, read first time, referred to Committee on Improvement and Public Buildings.

December 10, 1898, reported favorably, read second time.

December 13, 1898, read third time and passed.

December 14, 1898, signed.

December 14, 1898, approved.

Also—

H. 159. For the relief of the Helen Keller Library and Literary association.

December 2, 1898, read first time, referred to Committee on Education.

December 10, 1898, reported favorably, read second time.

December 13, 1898, read third time and passed.

December 14, 1898, signed.

December 14, 1898, approved.

By Mr. Porter—

H. 160. To compel the repairing of the public roads in Coosa county by persons and corporations injuring the same and to establish a penalty for their failure to do so.

December 7, 1898, read first time, referred red to Committee on Commerce and Common Carriers.

December 9, 1898, reported favorably, read second time.

December 14, 1898, read third time and passed.

December 16, 1898, signed.

December 16, 1898, approved.

By Mr. Garner—

H. 161. To incorporate the town of Pinckard, in the county of Dale, and State of Alabama.

December 2, 1898, read first time, referred to Committee on Corporations.

January 31, 1899, reported favorably, read second time, with amendment.

February 1, 1899, read third time and passed, amended.

February 3, 1899, House concurs in Senate amendment.

February 7, 1899, signed.

February 15, 1899, approved.

Also, by request—

H. 162. For the relief of W. W. Morris, as judge of probate of Dale county, Alabama.

February 17, 1899, read first time, referred to Committee on Finance and Taxation.

By Mr. Vaughan—

H. 164. To legalize the registration of deeds of conveyance which have been filed and recorded in the office of the judge of probate of the proper county, in this State, before the passage of this Act, but not within the time required by law, or which may be so filed and recorded within twelve months after the passage of this Act.

February 4, 1899, read first time, referred to Committee on Revision of Laws.

February 7, 1899, reported favorably, read second time.

February 9, 1899, read third time and passed.

February 10, 1899, signed.

February 17, 1899, approved.

Also—

H. 165. To amend Sections five (5) and seven (7) of an Act entitled "An Act" to incorporate the inhabitants and territory formerly embraced within the corporate limits of the municipal corporation (since dissolved) styled the "City of Selma," and to establish a local government therefor, approved February 17, 1883.

January 25, 1899, read first time, referred to Committee on Municipal and County Organizations.

By Mr. Marbut—

H. 166. To amend Section 3 of an Act entitled "An Act to establish a new charter for the town of Attala," approved February 28, 1889.

January 25, 1899, read first time, referred to Committee on Corporations.

January 27, 1899, reported favorably, read second time.

January 28, 1899, read third time and passed.

January 30, 1899, signed.

February 4, 1899, approved.

By Mr. Smith of Escambia—

H. 167. To authorize the mayor and councilmen of the town of Brewton to issue bonds of said town for an amount not exceeding fifty thousand dollars to pay for permanent improvements in said town.

November 30, 1898, read first time, referred to Committee on Finance and Taxation.

December 1, 1898, reported favorably, read second time.

December 2, 1898, read third time and passed.

December 5, 1898, signed.

December 8, 1898, approved.

Also—

H. 169. To authorize the court of county commissioners of Escambia county to issue bonds of said county for an amount not exceeding twenty-five thousand dollars for the purpose of building a bridge across the Conecuh river.

December 9, 1898, read first time, referred to Committee on Local Legislation.

December 10, 1898, reported favorably, read second time.

December 13, 1898, read third time and passed.

December 14, 1898, signed.

December 14, 1898, recalled.

January 31, 1899, signature erased.

January 31, 1899, passage reconsidered, third reading reconsidered and read third time and passed.

February 2, 1899, House concurs in Senate amendment.

February 3, 1899, signed.

February 4, 1899, approved.

By Mr. Harwood—

H. 171. For the protection of fish in the Tombigbee, Warrior and Black Warrior rivers, and Mulberry, Locust and Sipsey forks of the Black Warrior river in the State of Alabama.

February 18, 1899, read first time, referred to Committee on Local Legislation.

February 21, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed and approved.

By Mr. Box—

H. 172. To prohibit the sale of vinous, spirituous or malt liquors, intoxicating ciders, bitters or beverages within a radius of three miles of Big Creek church, in Geneva county.

December 2, 1898, read first time, referred to Committee on Temperance.

December 3, 1898, reported favorably, read second time.

December 6, 1898, read third time and passed.

December 7, 1898, signed.

December 8, 1898, approved.

By Mr. Waller—

H. 173. To amend Section 278 of the Code of Alabama.

December 7, 1898, read first time, referred to Committee on Revision of Laws.

December 12, 1898, reported favorably, read second time.

Also—

H. 174. To amend Section 3045 (666) (3975) of the Code of Alabama.

February 1, 1899, read first time, referred to Committee on Penitentiary.

February 2, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

Also—

H. 175. To amend Section 4057 (576) of the Code of Alabama.

February 2, 1899, read first time, referred to Committee on Printing.

February 9, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

Also—

H. 177. To amend Section 5 of an act to create the town of Greensboro, Alabama, a separate school district; to incorporate the same and define its powers and duties and to provide for the maintainance and management of the public schools of said district, naming trustees and fixing their tenure of office.

December 2, 1898, read first time, referred to Committee on Education.

December 14, 1898, reported favorably, read second time.

By Mr. Houston—

H. 182. To provide for the election of superintendent of education by a vote of the people in the county of Jefferson.

February 11, 1899, read first time, referred to Committee on Education.

February 16, 1899, reported favorably,
second time.

February 20, 1899, read third time and
passed.

February 21, 1899, signed.

February 21, 1899, approved.

Also—

H. 183. To sell the money on hand at the close of
each month in the county treasury of Jefferson
county, Alabama, to the credit of the
fine and forfeiture fund.

December 2, 1898, read first time, referred
to Committee on Finance and Taxation.

By Mr. McQueen—

H. 185. To repeal Section 1017 and Section 1018 of
the revised Code of 1896, in so far as the
same relates to Jefferson county.

December 7, 1898, read first time, referred
to Committee on Revision of Laws.

December 13, 1898, reported favorably,
second time.

February 18, 1899, amended.

February 18, 1899, read third time and
passed.

February 20, 1899, signed.

Also—

H. 187. To relieve Wilbur Edrall Kelly of the disabilities
of non-age.

December 9, 1898, read first time, referred
to Committee on Privileges and Elections.

December 12, 1898, reported favorably,
read second time.

December 13, 1898, read third time and
passed.

December 14, 1898, signed.

December 14, 1898, approved.

By Mr. White—

H. 188. To provide for the paying out of money now in the treasury of the county of Lawrence, State of Alabama, now being set aside and held for the payment of registered claims against the fine and forfeiture fund of said county.

February 2, 1899, read first time, referred to Committee on Judiciary.

By Mr. Hurt—

H. 191. To require justices of the peace and notaries public with powers of justices, to make warrants issued by them for the arrest of persons charged with misdemeanors of which they have final jurisdiction returnable, before themselves, and to try such cases and to prevent other courts taking jurisdiction of such warrants except on appeal.

February 16, 1899, read first time, referred to Committee on Judiciary.

February 21, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

By Mr. Lyle—

H. 194. To amend an act entitled, "An Act to establish a new charter for the city of Huntsville," approved December 9th, 1896.

December 2, 1898, read first time, referred to Committee on Municipal and County Organizations.

Also—

H. 195. Authorizing an election in certain precincts in Madison county, for or against the stock law, approved February 9th, 1897, entitled, an Act to amend Section 1 of an act to prevent hogs from running at large in Madison county, approved February 16th, 1891.

December 2, 1898, read first time, referred to Committee on Local Legislation.

January 24, 1899, reported favorably, with amendment, read second time.

January 27, 1899, amendment adopted, read third time and passed.

February 1, 1899, House concurs.

February 1, 1899, signed.

February 4, 1899, approved.

By Mr. Wallace—

H. 199. For the protection of song birds, game fowls and game mammals, in the State of Alabama.

December 14, 1898, read first time, referred to Committee on Judiciary.

January 27, 1899, reported favorably, amended, read second time.

January 31, 1899, amendment adopted, read third time and passed.

February 1, 1899, House non-concurs. committee conference.

February 2, 1899, concurs Conference Committee report.

February 4, 1899, House passed.

February 7 1899, signed.

February 15, 1899, approved.

By Mr. Miller—

H. 200. To amend Section 899 of the Code.

February 2, 1899, read first time, referred to Committee on Revision of Laws.

February 18, 1899, reported favorably, read second time.

February 20, 1899, read third time and passed.

February 21, 1899, signed.

February 21 1899, approved.

By Mr. Andress—

H. 210. To provide for the registration and lien of

judgements for the payment of money in the courts of justice of the peace and notaries public, with jurisdiction of justice of the peace in Pike and Covington counties.

December 5, 1898, read first time, referred to Committee on Judiciary.

December 7, 1898, reported favorably. read third time.

By Mr. Arrington—

H. 213. To amend an act to regulate the trials of misdemeanors in Sumter county, approved December 8, 1882.

December 1, 1898, read first time, referred to Committee on Local Legislation.

December 2, 1898, reported favorably, read second time.

December 5, 1898, recommended to Committee on Judiciary.

December 13, 1898, reported favorably, read second time.

January 25, 1899, read third time and passed.

January 27, 1899, signed.

February 4, 1899, approved.

By Mr. Dameron—

H. 215. To incorporate the town of McFall, in Talladega and Calhoun counties, Alabama, and to prescribe certain powers and to create a separate school district within certain limits.

December 1, 1898, read first time, referred to Committee on Corporations.

December 5, 1898, reported favorably, read second time.

December 13, 1898, read third time and passed.

December 14, 1898, signed.

December 16, 1898, approved.

By Mr. Foster —

H. 218. To relieve clerks of the circuit, county, city and criminal courts from the payment of any sums of money chargeable on account of feed of prisoners in cases in which confessions of judgment for fine and costs were made, and such feed bills were not taxed and collected.

December 3, 1898, read first time, referred to Committee on Finance and Taxation.

December 9, 1898, reported favorably, with amendment, read second time.

December 14, 1898, amendment adopted, read third time and passed.

December 14, 1898, House concurs in Senate amendment.

December 16, 1898, signed.

Also—

H. 219. To refund amounts paid for the years 1897 and 1898 as vehicle or wagon tax under the provisions of Section 3 of an Act for the improvement of roads and bridges in Tuscaloosa county, approved February 18, 1897.

December 2, 1898, read first time, referred to Committee on Commerce and Common Carriers.

December 5, 1898, reported favorably, read second time.

December 6, 1898, read third time and passed.

December 7, 1898, signed.

December 8, 1898, approved.

By Mr. Brandon—

H. 220. To prohibit and regulate the catching, killing, hunting, taking, selling or bartering game and fish in the county of Tuscaloosa, and to provide punishment therefor.

December 2, 1898, read first time, referred to Committee on Judiciary.

December 6, 1898, reported favorably, read second time.

January 28, 1899, read third time, passed.

January 30, 1899, signed.

February 4, 1899, approved.

By Mr. Sullivan—

H. 222. To provide for the appointment of one township trustee in each township of the counties of Washington, Choctaw and Monroe, instead of three as now required by law.

December 2, 1898, read first time, referred to Committee on Education.

January 28, 1899, reported favorably, read second time.

February 1, 1899, read third time and passed.

February 2, 1899, signed.

February 4, 1899, approved.

By Mr. Cofer—

H. 225. To establish the Vinemount school district in Cullman county, Alabama.

November 28, 1898, read first time, referred to Committee on Education.

December 7, 1898, reported favorably, amended,, read second time.

December 14, 1898, read third time and passed, amended.

House concurs in Senate amendment.

December 16, 1898, signed.

December 16, 1898, approved,

By Mr. Smith, of Baldwin—

H, 228. To better provide for the payment of State witnesses in the county of Baldwin.

December 2, 1898, read first time, referred to Committee on Judiciary.

December 6, 1898, reported favorably,
read second time.

December 14, 1898, read third time and
passed.

December 16, 1898, signed.

December 16, 1898, approved.

By Mr. Patterson—

H.229. To fix and regulate the fees of justices of the
peace and notaries public and ex-officio jus-
tices of the peace and constables in the
county of Barbour.

December 2, 1898 read first time, refer-
red to Committee on Finance and Taxation.

December 9, 1898, reported favorably,
read second time.

December 13, 1898, read third time and
passed.

December 14, 1898, signed.

December 14, 1898, approved.

By Mr. Edwards—

H. 231. To incorporate the town of Brockton, Coffee
county, Alabama.

December 8, 1898, read first time, refer-
red to Committee on Municipal and County
Organizations.

By Mr. Porter—

H. 232. To make valid and chargeable against the
fine and forfeiture fund of Coosa county,
Alabama, certain witness script or witness
certificates issued by the foreman of the grand
juries of Coosa county, Alabama, and have
said script or witness certificate paid by the
treasurer of said county in the order of their
registration.

December 7, 1898, read first time, refer-
red to Committee on _____

January 27, 1899, reported favorably,
read second time.

January 31, 1899, read third time and passed.

February 1, 1899, signed.

February 4, 1899, approved.

By Mr. Thigpen—

H. 233. To relieve Lula R. Hudson, a minor, of the disabilities of non-age.

December 3, 1898, read first time, referred to Committee on Privileges and Elections.

December 6, 1898, reported favorably, read second time.

December 7, 1898, read third time and passed.

December 8, 1898, signed.

December 14, 1898, approved.

By Mr. Fuller—

H. 234. To provide for the relief of Richard Chitwood by compensating him out of the county treasury of DeKalb county, for the registration of electors in said county during the time the said Richard Chitwood has been county registrar of said county, and to provide for the compensation of county registrars of election in said DeKalb county in the future.

December 5, 1898, read first time, referred to Committee on Finance and Taxation.

December 9, 1898, reported favorably, read second time.

December 13, 1898, read third time and passed.

December 14, 1898, signed.

December 14, 1898 approved.

Also—

H. 235. To amend Section 3611 of the Code.

December 7, 1898, read first time, referred to Committee on Revision of Laws.

December 12, 1898, reported favorably,
read second time.

December 14, 1898, amended, read third
time and passed.

House concurs in Senate amendment.

December 16, 1898, signed.

December 16, 1898, approved.

By Mr. Marbut—

H. 236. To prevent stock from running at large in
the several beats or parts of beats in Etowah
county, to authorize elections thereon, and
to provide for building and maintaining
fences and gates.

February 3, 1899, read first time, refer-
red to Committee on Local Legislation.

February 4, 1899, reported favorably,
read second time.

February 6, 1899, read third time and

February 7, 1899, signed.

February 8, 1899, approved.

By Mr. Forrester—

H. 239. To establish, maintain and regulate a dispen-
sary in the town of Dothan, Henry county,
Alabama, for the sale of spirituous or vinous
liquors, malt liquors, wines, ciders, or
other intoxicating liquors, and to establish
and perpetuate a board of commissioners
for the management of said dispensary and
for other purposes.

November 29, 1898, read first time refer-
red to Committee on Temperance.

December 1, 1898, reported favorably,
read second time, calendared.

December 5, 1898, recommitted to Com-
mittee on Judiciary.

December 7, 1898, read second time, (re-
ported with amendment.)

December 8, 1898, read third time and
passed, amended.

December 9, 1898, House concurs in Senate amendment.

December 9, 1898, signed.

December 14, 1898, approved.

By Mr. M Queen—

H. 240. To provide for the construction of additional buildings for the Industrial school for white girls at Montevallo.

February 2, 1899, read first time, referred to Committee on Corporations.

February 3, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 7, 1899, signed.

February 15, 1899, House joint resolution recalling from governor, Senate concurs.

By Mr. Gibson, by request—

H. 241. To authorize the mayor and council of the town of Avondale to use the waters of the Avondale Park Springs, and to sink wells in or near the park for additional sources of supply if desirable for public water supply for the town of Avondale, and to charge for the use of water supplied by water works, and to erect the necessary buildings and machinery for a system of water works.

January 25, 1899, read first time, referred to Committee on Municipal and County Organizations.

January 28, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 3, 1899, signed.

February 4, 1899, approved.

Also, by request—

H. 242. To authorize the mayor and council of the

town of Avondale to negotiate a loan for the purpose of establishing electric lights and water supply in the town of Avondale, and to issue bonds for the payment of said loan.

December 9, 1898, read first time, referred to Committee on Finance and Taxation.

December 13, 1898, reported favorably, read second time.

December 14, 1898, read third time and passed.

December 16, 1898, signed.

December 16, 1898, approved.

By Mr. Seay—

H. 243. To establish a county school book board and to select a uniform series of text books for use in the public schools in the counties of Lamar and St. Clair.

December 8, 1898, read first time, referred to Committee on Education.

December 9, 1898, reported favorably, read second time.

December 13, 1898, read third time and passed.

December 14, 1898, signed.

December 14, 1898, approved.

By Mr. Harris—

H. 244. To constitute a separate school district, to be known as the Smith's Station school district, in the county of Lee, and State of Alabama, and for the appointment of the board of trustees therefor.

December 12, 1898, read first time, referred to Committee on Education.

January 28, 1899, reported favorably, read second time.

January 31, 1899, read third time and passed.

February 1, 1899, signed.

February 4, 1899, approved.

By Mr. Hurt—

H. 246. To relieve Lawton Boyd, a minor, residing in Macon county, Alabama, of the disabilities of non-age.

December 3, 1898, read first time, referred to Committee on Privileges and Elections.

December 6, 1898, reported favorably, read second time.

December 7, 1898, read third time and passed.

December 8, 1898, signed.

December 14, 1898, approved.

By Mr. Wallace—

H. 247. To regulate the giving of bonds by county commissioners of Madison county, Alabama.

December 3, 1898, read first time, referred to Committee on Finance and Taxation.

December 9, 1898, reported favorably, read second time.

February 3, 1899, recommitted to Committee on Local Legislation.

February 9, 1899, reported favorably, read second time, amended.

Also—

H. 249. To repeal an act entitled an act to regulate the number of bailiffs in attendance at each term of the circuit court of Madison county.

December 3, 1898, read first time, referred to Committee on Revision of Laws.

December 12, 1898, reported favorably, read second time.

February 6, 1899, recommitted to Committee on Local Legislation.

By Mr. Miller—

H. 250. To levy a license tax, State and county, on all peddlers of tin ware or articles of like kind or character, in the county of Marengo.

December 3, 1898, read first time, referred to Committee on Finance and Taxation.

February 8, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, signed.

February 23, 1899, approved.

By Mr. Davis—

H. 251. To prohibit the sale or other disposition of alcoholic, spirituous, vinous or malt liquors, or intoxicating bitters or beverages within five miles of the Methodist church in the town of Winfield, in Marion county, Alabama.

December 2, 1898, read first time, referred to Committee on Temperance.

December 3, 1898, reported favorably, read second time.

December 6, 1898, read third time and passed.

December 7, 1898, signed.

December 8, 1898, approved.

Also—

H. 252. To create a separate school district in Marion county, Alabama, to be known as the Barnesville school district.

January 30, 1899, read first time, referred to Committee on Education.

February 6, 1899, reported favorably, read second time.

February 7, 1899, read third time and passed.

February 8, 1899, signed.

February 17, 1899, approved.

By Mr. Bayles—

H. 253. To create a separate school district in Monroe county, to be known as Jones' Mill school district.

December 12, 1898, read first time, referred to Committee on Education.

January 30, 1899, reported favorably, read second time.

January 31, 1899, read third time and passed.

February 1, 1899, signed.

February 4, 1899, approved.

By Mr. Bibb, by request—

H. 259. To amend Section 427 of the Code.

December 13, 1898 read first time, referred to Committee on Judiciary.

Also, by request—

H. 260. To amend Section 1920 of the Code.

February 1, 1899, read first time, referred to Committee on Judiciary.

February 21, 1899, reported favorably, read second time.

Also, by request—

H. 261. To amend Section 1339 of the Code.

December 13, 1898, read first time, referred to Committee on Judiciary.

January 28, 1899 reported favorably, read second time.

Also—

H. 268. To amend Section 3838 of the Code.

December 13, 1898, read first time, referred to Committee on Judiciary.

Also, by request—

H. 269. To amend Rule 19 of the supreme court practice.

February 18, 1899, read first time, referred to Committee on Judiciary.

February 21, 1899, reported favorably, read second time.

Also, by request—

H. 271. To authorize the appointment of a special justice of the supreme court when a regular justice is absent or unable to perform his duties on account of sickness or other cause.

December 13, 1898, read first time, referred to Committee on Judiciary.

By Mr. Hubbard of Pike—

H. 476. To repeal the laws creating and establishing the criminal court of Pike county.

December 2, 1898, read first time, referred to Committee on Judiciary.

By Mr. Bulger—

H. 278. To establish a county school book board to select a uniform series of text books for use in the public schools in Tallapoosa county, and to provide a penalty for the violation of the provisions of this act by any member of the school book board.

February 2, 1899, read first time, referred to Committee on Education.

February 6, 1899, reported favorably, read second time.

February 7, 1899, read third time and passed.

February 8, 1899, signed.

February 17, 1899, approved.

Also—

H. 279. To regulate the payment of expenses by the

State for removing prisoners who are arrested and confined in jail in counties other than those in which they are triable.

December 8, 1898, read first time, referred to Committee on Finance and Taxation.

February 8, 1899, reported favorably, with substitute, read second time.

February 9, 1899, read third time and passed, substitute.

February 11, 1899, House concurs.

February 15, 1899, signed.

February 17, 1899, approved.

By Mr. Foster—

H. 280. To amend Section 4003 of the Code.

December 3, 1898, read first time, referred to Committee on Revision of Laws.

December 12, 1898, reported favorably, read second time.

December 13, 1898, read third time and passed.

December 14, 1898, signed.

December 14 1898, approved.

Also—

H. 281. To amend Section 3931 of the Code.

December 3, 1898, read first time, referred to Committee on Revision of Laws.

December 12, 1898, reported favorably, read second time.

December 14, 1898, read third time and passed.

December 16 1898, signed.

December 16, 1898, approved.

By Mr. Brandon—

H. 282. To provide for the payment of claims against the fine and forfeiture fund of Tuscaloosa county.

December 2, 1898, read first time, referred to Committee on Revision of Laws.

January 28 1899, reported favorably, with amendment, read second time.

February 23 1899, amendment adopted, read third time, passed, House concurs.

February 23 1899, signed, approved.

By Mr. Jones, of Wilcox—

H. 283. To repeal an act entitled an act to establish a court of county revenues for Wilcox county, approved February 3, 1877, and also to repeal an act entitled an act to amend Section 5 of an act entitled an act to establish a court of revenues for the county of Wilcox, approved February 3, 1877, approved January 21st, 1879.

December 3, 1898(read first time, referred to Committee on Revision of Laws.

December 12, 1898, reported favorably, read second time.

January 27 1899, read third time and passed.

January 28, 1899, signed.

February 4, 1899, approved.

Also—

H. 284. To establish a court of county commissioners for Wilcox county.

December 3, 1898, read first time, referred to Committee on Judiciary.

December 12, 1898, reported favorably, read second time.

January 27, 1899, read third time and passed.

January 28, 1899, signed.

January 4, 1899, approved.

By Mr. McQueen—

H. 285. To increase the fees of constables in beats 9,

2, 40, 41, 8 and 3, in Jefferson county, Alabama.

December 3, 1898, read first time, referred to Committee on Local Legislation.

December 6, 1898, reported favorably, read second time.

February 9, 1899, read third time and passed.

February 10, 1899, signed.

February 17, 1899, approved.

By Mr. Garner—

H. 286. To regulate the fees and allowances for services in and about the administration and guardianship of estates, so far as the same relates to Dale county.

December 5, 1898, read first time, referred to Committee on Judiciary.

December 7, 1898, reported favorably, read second time.

December 13, 1898, read third time and passed.

December 14, 1898, signed.

December 14, 1898, approved.

By Mr. Bayles—

H. 290. To repeal an Act entitled "An Act to prevent stock from running at large in certain parts of Monroe county," approved January 28, 1897, so far as said Act relates to beats 5, 6, 7 and that part of beat 3 lying south and west of the following lines, beginning at a point on Limestone creek, where said creek is crossed by the beat line between beats 2 and 3, thence up said creek to a point where said Limestone creek is intersected by Little Limestone creek, thence up said Little Limestone creek to the county line between the counties of Monroe and Conecuh.

December 3, 1898, read first time, referred to Committee on Local Legislation.

February 4, 1899, reported favorably, with amendment, read second time.

By Mr. Brandon, substitute—

H. 291. To continue and renew the general appropriation for the ordinary expenses of the State government for interest on the public debt and for the public schools.

December 13, 1898, read first time, referred to Committee on Finance and Taxation.

December 14, 1898, reported favorably, read second time.

December 16, 1898, read third time and passed.

December 16, 1898, signed.

December 16, 1898, approved.

By Mr. Miller—

H. 292. To incorporate the Eagle Hook and Ladder company, No. 1, of the city of Demopolis, Marengo county, Alabama.

February 10, 1899, read first time, referred to Committee on Corporations.

February 15, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed and approved.

By Mr. Lee—

H. 293. To establish, maintain and regulate a dispensary in the town of Clayton, county of Barbour, Alabama, for the sale of spirituous, vinous, malt liquors, cider and other intoxicants, and to establish and perpetuate a board of commissioners for the management of said dispensary and for other purposes.

November 30, 1898, read first time, referred to Committee on Finance and Taxation.

December 5, 1898, reported favorably, read second time.

December 7, 1898, read third time and passed.

December 8, 1898, signed.

December 14, 1898, approved.

By Mr. Patterson—

H. 294. To amend Sections 7 and 8 of an Act entitled "An Act to amend a charter for the town of Louisville, in Barbour county," approved February 20, 1889.

December 7, 1898, read first time, referred to Committee on Revision of Laws.

December 13, 1898, reported favorably, read second time.

December 14, 1898, read third time and passed.

December 16, 1898, signed.

December 16, 1898, approved.

By Mr. Kelley—

H. 296. To amend Section 2454 of the Code of Alabama, so far as the same relates to Choctaw county.

January 25, 1899, read first time, referred to Committee on Local Legislation.

January 26, 1899, reported favorably, read second time.

January 27, 1899, read third time and passed.

January 28, 1899, signed.

February 4, 1899, approved.

By Mr. Garner—

H. 297. To require a majority of the legal electors and bona fide householders within the corporate limits of the town of Pinckard, in Dale county, necessary to a recommendation to obtain a license to sell any malt, spirituous, vinous

or other intoxicating liquors or drinks within the corporate limits of said town of Pinckard.

December 2, 1898, read first time, referred to Committee on Temperance.

December 3, 1898, reported favorably, read second time.

December 6, 1898, read third time and passed.

December 7, 1898, signed.

December 8, 1898, approved.

Also—

H. 298. To amend Section 1375 of the Code, so far as the same relates to Dale, Cullman and Coffee counties.

December 5, 1898, read first time, referred to Committee on Revision of Laws.

December 12, 1898, reported favorably, read second time.

December 13, 1898, read third time and passed, with amendment.

December 14, 1898, House concurs in Senate amendment.

December 14, 1898, vetoed.

February 3, 1899, House passed over Governor, Senate sustains Governor.

By Mr. Killen—

H. 300. For the relief of B. C. Pomeroy, late deputy sheriff of Lauderdale county, Alabama.

December 5, 1898, read first time, referred to Committee on Local Legislation.

December 6, 1898, reported favorably, read second time.

January 28, 1899, read third time and passed.

January 30, 1899, signed.

February 4, 1899, approved.

By Mr. Wallace—

H. 302. To amend Section 2 of an Act approved February 16, 1897, entitled "An Act to fix the time and regulate the holding of the circuit court of Madison county, Alabama."

December 3, 1898, read first time, referred to Committee on Revision of Laws.

By Mr. Delchamps—

H. 304. For the preservation of quails, otherwise called partridges, in the county of Mobile.

December 3, 1898, read first time, referred to Committee on Local Legislation.

December 6, 1898, reported favorably, read second time.

December 14, 1898, read third time and passed.

December 16, 1898, signed.

December 16, 1898, approved.

By Mr. Kyle—

H. 308. To confirm the incorporation of the town of New Decatur, in the county of Morgan, and to enlarge and define the corporate powers of said town.

November 29, 1898, read first time, referred to Committee on Corporations.

December 5, 1898, reported favorably, read second time.

December 12, 1898, read third time and passed.

December 14, 1898, signed.

December 14, 1898, approved.

By Mr. Hubbard—

H. 309. To authorize the mayor and councilment of Troy to issue bonds of said city not exceeding twenty-three thousand dollars for the purpose of refunding the bonds now outstanding issued by said mayor and council-

men of Troy under an Act approved February 14, 1895, entitled "An Act to authorize the mayor and councilmen of Troy, Alabama, to issue bonds of said city for an amount not exceeding twenty thousand dollars for the purpose of purchasing land and erecting and equipping school buildings thereon and for the improvement of the electric light plant and water works system of the city of Troy, Alabama."

December 1, 1898, read first time, referred to Committee on Municipal and County Organizations.

December 7, 1898, reported favorably, read second time.

December 9, 1898, read third time and passed.

December 10, 1898, signed.

December 14, 1898, approved.

Also—

H. 310. To authorize the mayor and councilmen of Troy to issue bonds of said city not exceeding fifty-five thousand dollars for the purpose of refunding the bonds issued by said mayor and councilmen of Troy under an Act of the General Assembly of Alabama, approved February 18, 1891, entitled "An Act to authorize the mayor and councilmen of Troy, in Pike county, to erect and maintain or otherwise provide a system of water works for said city of Troy and issue bonds in payment thereof in an amount not exceeding fifty thousand dollars."

December 1, 1898, read first time, referred to Committee on Municipal and County Organizations.

December 7, 1898, reported favorably, read second time.

December 13, 1898, read third time and passed.

December 14, 1898, signed.

December 14, 1898, approved.

Also—

- H. 311. To authorize the mayor and councilmen of Troy to issue bonds of said city for an amount not exceeding thirty-five thousand dollars for the purpose of refunding the bonds issued by said mayor and councilment of Troy by virtue of an Act entitled "An Act to authorize the mayor and councilmen of Troy to issue bonds of said city for an amount not exceeding thirty thousand dollars for the purpose of making and improving streets, establishing sewerage for said city and paying whatever outstanding floating (not bonded) indebtedness said city may have at the passage of this Act."

December 1, 1898, read first time, referred to Committee on Municipal and County Organizations.

December 7, 1898, reported favorably, read second time.

December 14, 1898, read third time and passed.

December 16, 1898, signed.

December 16, 1898, approved.

Also—

- H. 312. To authorize the mayor and councilmen of Troy to issue bonds of said city not exceeding twenty-five thousand dollars for the purpose of refunding the bonds issued by said mayor and councilmen of Troy by virtue of an Act of the General Assembly of Alabama, approved February 18, 1891, entitled "An Act to authorize the mayor and councilmen of Troy to erect and maintain a system of electric lights and issue bonds in payment thereof, in an amount not exceeding twenty thousand dollars."

December 1, 1898, read first time, referred to Committee on Municipal and County Organizations.

December 7, 1898, reported favorably, read second time.

December 14, 1898, read third time and passed.

December 16, 1898, signed.

December 16, 1898, approved.

By Mr. Heflin, of Randolph—

H. 314. To prevent stock from running at large in the western stock law district of Wedowee beat, precinct No. 6, Randolph county, Alabama, as the same was made and designated by the commissioners' court of Randolph county, Alabama, and spread upon the minutes of said court.

December 1, 1898, read first time, referred to Committee on Local Legislation.

December 2, 1898, reported favorably, read second time.

December 5, 1898, read third time and passed.

December 6, 1898, signed.

December 8, 1898, approved.

By Mr. Vaughan—

H. 316. To amend Section forty-six hundred and fifty-nine (4659) of the Code of Alabama of 1896.

December 8, 1898, read first time, referred to Committee on Revision of Laws.

December 13, 1898, reported favorably, read second time.

By Mr. Mitchell—

H. 317. To authorize the mayor and aldermen of the city of Florence to issue bonds of said city to an amount not exceeding one hundred thousand dollars for the purpose of paying the

floating debt of said city, for taking up, cancelling and retiring the present outstanding bonds of said city, to erect school houses in said city and for the purpose of a cemetery or burial ground and for other public city purposes.

December 6, 1898, read first time, referred to Committee on Finance and Taxation.

December 7, 1898, reported favorably, read second time.

December 9, 1898, read third time and passed.

December 12, 1898, signed.

December 14, 1898, approved.

By Mr. Reynold —

H. 318. To establish a separate school district to be known as the Collins Chapel school district, in Chilton county, Alabama.

December 7, 1898, read first time, referred to Committee on Education.

January 30, 1899, reported favorably, read second time.

February 6, 1899, amended, read third time and passed.

February 8, 1899, House concurs Senate amendment.

February 10, 1899, House concurs Senate amendment, and signed.

February 17, 1899, approved.

By Mr. Hood—

H. 321. To amend subdivisions two and three (3) of Section 3912 of the Code of Alabama.

January 25, 1899, read first time, referred to Committee on Finance and Taxation.

February 1, 1899, reported favorably, read second time, amended.

February 2, 1899, amendment adopted, read third time and passed.

February 4, 1899, House concurs Senate amendment.

February 7, 1899, signed.

February 15, 1899, approved.

By Mr. Cheatham—

H. 323. To make checks issued by persons, firms, manufacturing and corporations in the counties of Butler, Covington, Shelby, Cleburne, Clarke, Clay, Monroe, Choctaw, Baldwin, Cherokee, Calhoun, Chilton, Geneva, DeKalb, Etowah, Franklin, Winston, Conecuh and Blount redeemable either in merchandise or money, at the option of the holder.

January 25, 1899, read first time, referred to Committee on Judiciary.

January 28, 1899, reported favorably, read second time, with amendment.

February 7, 1899, amendment adopted, read third time and passed.

February 9, 1899, House concurs.

February 9, 1899, signed.

February 17, 1899, approved.

By Mr. Thigpen—

H. 328. To provide for the relief of John M. Walker by compensating him out of the county treasury of Crenshaw county for the registration of electors in said county for the time the said John M. Walker has been county registrar of said county, to-wit: during the years 1894, 1896 and 1898, and to provide for the compensation of county registrars of electors in said Crenshaw county in the future.

February 16, 1899, read first time, referred to Committee on Finance and Taxation.

By Mr. Marbut—

H. 331. To amend Section 22 of an Act entitled "An Act to establish the city court of Gadsden," approved February 18, 1891.

February 1, 1899, read first time, referred to Committee on Revision of Laws.

February 10, 1899, reported favorably, read second time, calendar.

February 15, 1899, read third time and passed.

February 16, 1899, signed.

February 17, 1899, approved.

By Mr. Harwood—

H. 332. To amend Section 4730 of the Code, so far as the same relates to the counties of Greene, Sumter, Pickens, Tuscaloosa, Hale, Marengo, Tallapoosa, Autauga, Montgomery, Perry, Chambers, Randolph, Covington, Chilton, Lowndes, Crenshaw and Dale.

February 11, 1899, read first time, referred to Committee on Revision of Laws.

By Mr. Forrester—

H. 333. To amend Section 3520 of the Code, so far as it relates to Henry county.

December 3, 1898, read first time, referred to Committee on Revision of Laws.

December 13, 1898, reported favorably, with amendment, read second time.

December 16, 1898, amendment adopted, read third time and passed.

January 25, 1899, House concurs Senate amendment.

January 27, 1899, signed.

February 4, 1899, approved.

By Mr. Houston, of Jefferson—

H. 334. To authorize and empower the court of county commissioners of Jefferson county to improve the channel of the stream or water course in said county known as Valley creek, and to appropriate money from the general fund in the county treasury therefor, and to perform other acts pertaining thereto.

December 12, 1898, read first time, referred to Committee on Local Legislation.

December 13, 1898, reported favorably, read second time.

February 1, 1899, read third time and passed.

February 2, 1899, signed.

February 4, 1899, approved.

By Mr. Kyle—

H. 336. To amend Section 2656 of the Code of 1896.

December 14, 1898, read first time, referred to Committee on Revision of Laws.

January 26, 1899, reported favorably, read second time.

December 14, 1898, House passed.

Also—

H. 337. To allow and provide for the waiver of a special venire in capital felonies when the defendant, on arraignment, or at any time before a special venire is drawn, pleads guilty, and to regulate the practice in such cases.

December 14, 1898, read first time, referred to Committee on Judiciary.

January 27, 1899, reported favorably, read second time.

February 4, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

By Mr. Hefin, of Randolph—

H. 339. To prevent stock from running at large in precinct No. 12, Randolph county, Alabama, a stock law district, as the same was made by the commissioners' court of Randolph county, Alabama, and spread upon the minutes of said court.

December 12, 1898, read first time, referred to Committee on Local Legislation.

December 13, 1898, reported favorably, read second time.

December 14, 1898, read third time and passed.

December 16, 1898, signed.

December 16, 1898, approved.

By Mr. Spears—

H. 340. To better provide for the working of the public roads of St. Clair, Cherokee, Franklin and Shelby counties.

December 7, 1898, read first time, referred to Committee on Commerce and Common Carriers.

December 9, 1898, reported favorably, read second time.

December 10, 1898, read third time and passed.

December 13, 1898, signed.

December 14, 1898, approved.

By Mr. Lacey—

H. 342. To extend and better define the corporate limits of the city of Jasper, in Walker county, Alabama.

December 12, 1898, read first time, referred to Committee on Local Legislation.

December 13, 1898, reported favorably, read second time.

December 14, 1898, read third time and passed.

December 16, 1898, signed.

December 16, 1898, approved.

By Mr. Miller—

H. 345. To repeal an Act to more effectually secure competent and well qualified jurors for the county of Marengo, approved December 9, 1896.

February 10, 1899, read first time, referred to Committee on Revision of Laws.

February 18, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed and approved.

By Mr. Arrington—

H. 346. For the better working of the roads in Sumter county.

December 12, 1898, read first time, referred to Committee on Commerce and Common Carriers.

January 25, 1899, reported favorably, with amendment, read second time.

February 1, 1899, read third time and passed, amendment adopted.

February 3, 1899, House concurs Senate amendment.

February 3, 1899, signed.

February 4, 1899, approved.

By Mr. Patterson—

H. 348. To prohibit the sale, giving away, bartering or otherwise disposing of any spirituous, vinous or malt liquors or intoxicating drinks, bitters or beverages of any kind within the corporate limits of the town of Louisville, in the county of Barbour.

December 2, 1898, read first time, referred to Committee on Temperance.

December 3, 1898, reported favorably, read second time.

December 6, 1898, read third time and passed.

December 7, 1898, signed.

December 8, 1898, approved.

By Mr. Killen—

H. 352. To prohibit the sale, giving away or otherwise

disposing of any spirituous, vinous or malt liquors or intoxicating beverages within one mile of the postoffice in the village of Killen, in the county of Lauderdale.

December 12, 1898, read first time, referred to Committee on Temperance.

December 13, 1898, reported favorably, read second time.

Also—

H. 353 $\frac{1}{2}$. To amend Sections 1086 and 1091 and subdivision 2 of Section 1092 and Section 1093 of Article 1, Chapter 28, of the Code of Alabama.

December 8, 1898, read first time, referred to Committee on Revision of Laws.

January 30, 1899, reported favorably, read second time.

By Mr. Thigpen—

H. 354. To establish a board of revenue for Butler county.

December 2, 1898, read first time, referred to Committee on Judiciary.

December 3, 1898, reported favorably, read second time.

December 5, 1898, read third time and passed.

December 6, 1898, signed.

December 8, 1898, approved.

By Mr. Cofer—

H. 355. To incorporate the Supreme Faculty of the Altrurian Order of Mystics of Alabama.

December 8, 1898, read first time, referred to Committee on Corporations.

February 18, 1899, reported favorably, read second time.

By Mr. Box—

H. 357. To prohibit the sale of vinous, spirituous or

to malt liquors, intoxicating cider, bitters or beverages within three miles of Mount Enon church, in Geneva county.

January 25, 1899, read first time, referred to Committee on Temperance.

January 26, 1899, reported favorably, read second time.

January 27, 1899, read third time and passed.

January 28, 1899, signed.

February 4, 1899, approved.

By Mr. Burkhalter—

H. 358. To enlarge the criminal jurisdiction of justice of the peace in Jefferson county.

December 12, 1898, read first time, referred to Committee on Revision of Laws.

December 13, 1898, reported favorably, read second time.

January 25, 1899, returned to House.

By Mr. Delchamps—

H. 360. To provide that whipping may be the punishment for petit larceny in certain cases in the county of Mobile.

December 12, 1898, read first time, referred to Committee on Local Legislation.

January 25, 1899, reported favorably, read second time.

January 27, 1899, amended, read third time and passed.

February 1, 1899, House con urs.

February 1, 1899, signed.

February 4, 1899, approved.

By Mr. Green—

H. 362. To incorporate the Falkville Normal college of Falkville, Morgan county, Alabama.

December 12, 1898, read first time, referred to Committee on Education.

December 14, 1898, reported favorably,
read second time.

December 16, 1898, read third time and
passed.

January 25, 1899, signed.

February 4, 1899, approved.

Also—

H. 363. To ratify the incorporation of the town of
Falkville, Morgan county, Alabama, and to
confer additional powers upon the same.

November 30, 1898, read first time, refer-
red to Committee on Corporations.

December 5, 1898, reported favorably, read
second time.

December 12, 1898, read third time and
passed.

December 13, 1898, signed.

December 14, 1898, approved.

By Mr. Kyle—

H. 364. To authorize the holding of adjourned terms
of chancery courts.

January 25, 1899, read first time, referred
to Committee on Judiciary.

February 1, 1899, reported favorably, read
second time.

February 2, 1899, read third time and
passed.

February 4, 1899, signed.

February 4, 1899, approved.

By Mr. Harris—

H. 365. To change the name of the Agricultural and
Mechanical college of Alabama.

December 12, 1898, read first time, refer-
red to Committee on Agriculture.

December 13, 1898, reported favorably,
read second time.

January 25, 1899, read third time and
passed.

January 27, 1899, signed.
February 4, 1899, approved.

By Mr. Huey—

H. 366. To fix the salary of the members of the commissioners' court of Jefferson county, Alabama.

December 9, 1898, read first time, referred to Committee on Finance and Taxation.

December 13, 1898, reported favorably, read second time.

December 14, 1898, read third time and passed.

December 16, 1898, signed.

December 16, 1898, approved.

By Mr. Houston—

H. 367. To prohibit the obstruction of the channel of Valley creek, in Jefferson county.

January 25, 1899, read first time, referred to Committee on Local Legislation.

February 17, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed, approved.

By Mr. Fuller—

H. 368. To prohibit the sale of intoxicating liquors within a radius of three miles of Mount Pleasant church, DeKalb county, Alabama.

January 25, 1899, read first time, referred to Committee on Temperance.

January 26, 1899, reported favorably, read second time.

January 27, 1899, read third time and passed.

January 28, 1899, signed.

February 4, 1899, approved.

By Mr. Smith, of Escambia—

H. 369. To amend an Act entitled "An Act to promote and secure the erection of cotton mills and factories in the state of Alabama," approved February 13, 1897, so as to include starch mills and factories or any other mills or factories of every nature, kind and description.

December 7, 1898, read first time, referred to Committee on Finance and Taxation.

February 9, 1899, reported adversely, read second time, calendar.

February 11, 1899, read third time and passed.

February 16, 1899, House passed, signed.

By Mr. Foster—

H. 370. To declare valid certain claims against the fine and forfeiture fund of Tuscaloosa county.

December 12, 1898, read first time, referred to Committee on Penitentiary.

December 14, 1898, reported favorably, read second time.

January 27, 1899, read third time and passed.

January 28 1899, signed.

February 4, 1899, approved.

By Mr. Hubbard—

H. 375. To regulate the granting of license in Pike county to sell vinous, spirituous or malt liquors.

February 4, 1899, read first time, referred to Committee on Finance and Taxation.

February 7, 1899, reported favorably, read second time.

By Mr. Garrett—

H. 378. To further regulate the practice and procedure of the circuit court of Clay county, Alabama.

December 2, 1898, read first time, referred to Committee on Judiciary.

December 6, 1898, reported favorably, read second time.

December 7, 1898, read third time and passed.

December 8, 1898, signed.

December 9, 1898, recalled from Governor.

December 9, 1898 returned.

December 9, 1898, signature erased.

December 9, 1898, passage reconsidered.

December 9, 1898, third reading reconsidered.

December 9, 1898, read third time and passed, amended.

December 13, 1898, House concurs Senate amendment.

December 13, 1898, signed.

December 14, 1898, approved.

Also—

H. 3779. To establish a county court for the county of Clay.

December 2, 1898, read first time, referred to Committee on Judiciary.

December 6, 1898, reported favorably, read second time.

December 7, 1898, read third time and passed.

December 8, 1898, signed.

December 9, 1898, recalled from Governor.

December 9, 1898, returned.

December 9, 1898, signature erased.

December 9, 1898, passage reconsidered.

December 9, 1898, third reading reconsidered.

December 9, 1898, read third time and passed, amended.

December 13, 1898, House concurs Senate amendment.

December 13, 1898, signed.
 December 14, 1898, approved.

By Mr. Jones, of Covington—

H. 380. To provide for the republication of certain of the Alabama Supreme Court Reports.

February 8, 1899, read first time, referred to Committee on Judiciary.

February 9, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

By Mr. Vaughan—

H. 381. To confirm and extend the incorporation of the Selma Press and Warehouse company.

December 9, 1898, read first time, referred to Committee on Corporations.

December 12, 1898, reported favorably, read second time.

December 13, 1898, read third time and passed.

December 14, 1898, signed.

December 14, 1898, approved.

By Mr. Harwood, with notice and proof—

H. 383. For the relief of John D. Steele and his sureties on a certain bond executed to secure the payment of the hire of Nettie Pett, a county convict, hired out by the commissioners' court of Greene county.

February 1, 1899, read first time, referred to Committee on Penitentiary.

February 3, 1899, reported favorably, read second time.

February 9, 1899, read third time and passed.

February 10, 1899, signed.

February 17, 1899, approved.

By Mr. Wadler—

H. 385. To fix and regulate the fees of justices of the peace and notaries public with justice jurisdiction, in so far as the same applies to Hale county, Alabama.

January 27, 1899, read first time, referred to Committee on Judiciary.

February 1, 1899, reported favorably, read second time.

February 2, 1899, amendment adopted, read third time and passed.

February 4, 1899, House concurs Senate amendment.

February 7, 1899, signed.

February 15, 1899, approved.

By Mr. Davidson—

H. 386. To incorporate the North Alabama Conference college.

December 9, 1898, read first time, referred to Committee on Corporations.

December 12, 1898, reported favorably, read second time.

December 13, 1898, read third time and passed.

December 14, 1898, signed.

December 14, 1898, approved.

Also—

H. 388. To incorporate the Jefferson Turkish Bath company.

February 7, 1899, read first time, referred to Committee on Corporations.

February 8, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed, approved.

By Mr. Houston—

H. 392. To establish a board of commissioners of po-

lice for the city of Bessemer, Alabama, to provide for the appointment of such commissioners, to define their powers and duties, and to regulate the police department of said city.

December 5, 1898, read first time, referred to Committee on Local Legislation.

December 6, 1898, reported favorably, read second time.

December 7, 1898, read third time and passed.

December 8, 1898, signed.

December 14, 1898, approved.

Also—

H. 393. To amend Section 4583 of the Code of 1896.

February 10, 1899, read first time, referred to Committee on Revision of Laws.

February 18, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Pettus—

H. 394. For the better protection of farmers from impure or adulterated fertilizer and to impose a fine for fraud or culpable negligence on the part of any fertilizer company or dealer.

February 4, 1899, read first time, referred to Committee on Agriculture.

February 18, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

By Mr. Harris—

H. 395. For the preservation and protection of birds in Lee county.

December 12, 1898, read third time, referred to Committee on Local Legislation.

December 13, 1898, reported favorably, read second time.

January 28, 1899, read third time and passed.

January 30, 1899, signed.

February 4, 1899, approved.

By Mr. Robinson—

H. 399. To prevent persons from beating their way on railroad trains in this State.

February 18, 1899, read first time, referred to Committee on Judiciary.

February 20, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Kyle—

H. 400. To authorize an election in the counties of Morgan and Tuscaloosa to determine whether bonds in the sum of seventy-five thousand dollars shall be issued by said counties for the purpose of building roads therein.

November 30, 1898, read first time, referred to Committee on Judiciary.

December 2, 1898, reported favorably, with amendment, read second time.

December 3, 1898, amendment adopted, read third time and passed.

December 6, 1898, House concurs.

December 7, 1898, signed.

December 8, 1898, approved.

By Mr. Henry—

H. 403. To require all persons who are liable to road duty in Pickens county to work not less than

five days in each and every year on the public roads of said county, not counting the days engaged in opening new roads.

December 12, 1898, read first time, referred to Committee on Local Legislation.

December 13, 1898, reported favorably, read second time.

December 14, 1898, read third time and passed.

December 16, 1898, signed.

December 16, 1898, approved.

By Mr. Arrington—

H. 406. For the relief of Mrs. Alice B. Patton, of Sumter county.

January 30, 1899, read first time, referred to Committee on Privileges and Elections.

February 3, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

By Mr. Jones, of Wilcox—

H. 407. To provide for the more efficient working of the public roads in Wilcox county, and for the appointment of road supervisors in the several precincts therein.

December 2, 1898, read first time, referred to Committee on Judiciary.

December 3, 1898, reported favorably, read second time.

December 6, 1898, read third time and passed.

December 8, 1898, signed.

December 14, 1898, approved.

By Mr. Reynolds—

H. 409. To increase the revenue of the public schools of the county of Chilton.

February 1, 1899, read first time, referred to Committee on Education.

February 6, 1899, reported favorably, read second time.

February 7, 1899, read third time and passed.

February 8, 1899, signed.

February 17, 1899, approved.

Also—

H. 411. To incorporate the town of Jemison, in the county of Chilton, State of Alabama, and to repeal all former charters for and acts incorporating said town.

December 8, 1898, read first time, referred to Committee on Municipal and County Organizations.

December 10, 1898, reported favorably, read second time.

December 13, 1898, read third time and passed.

December 14, 1898, signed.

December 14, 1898, approved.

By Mr. Lee, of Barbour—

H. 412. To make the wrongful failure of the husband to make reasonable provision for the support of his family a cause of divorce in favor of the wife.

February 1, 1899, read first time, referred to Committee on Judiciary.

February 3, 1899, reported favorably, read second time.

February 7, 1899, read third time and lost.

By Mr. Flewellen—

H. 413. To relieve James Wiley Thomasson, of Bullock county, Alabama, a minor eighteen years of age, of the disabilities of non-age.

December 7, 1898, read first time, refer-

red to Committee on Privileges and Elections.

December 14, 1898, reported favorably, second time.

January 27, 1899, read third time and passed.

January 28, 1899, signed.

February 4, 1899, approved.

By Mr. Cornelius—

H. 414. To establish a separate school district to be known as the Rockrun school district of Cherokee county, Alabama.

December 12, 1898, read first time, referred to Committee on Education.

January 30, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 3, 1899, signed.

February 4, 1899, approved.

By Mr. Hubbard—

H. 416. To establish and maintain, regulate and make efficient a dispensary in the city of Troy, Pike county.

February 4, 1899, read first time, referred to Committee on Temperance.

February 6, 1899, reported favorably, read second time.

February 7, 1899, read third time and passed.

February 8, 1899, signed.

February 17, 1899, approved.

By Mr. Burkhalter—

H. 417. To amend subdivision 32 of Section 21, and Section 24 of an Act entitled "An Act to establish a new charter for the city of Birmingham, Alabama," approved December 12, 1890.

December 8, 1898, read first time, referred to Committee on Finance and Taxation.

December 13, 1898, reported favorably, read second time.

Also—

H. 418. To incorporate the Birmingham Railway Light and Power company.

February 10, 1899, read first time, referred to Committee on Corporations.

February 15, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Kyle—

H. 419. To prevent unauthorized persons from removing or otherwise interfering with signals connected with railroads or trains.

December 8, 1898, read first time, referred to Committee on Commerce and Common Carriers.

December 10, 1898, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 3, 1899, signed.

February 4, 1899, approved.

By Mr. Brown, of Colbert—

H. 421. To authorize the mayor and aldermen of the city of Tuscomb, Alabama, to issue bonds of said city for an amount not exceeding \$26,000.00 for the purpose of redeeming the bonds of said city issued under an Act of the Legislature of Alabama, approved December 12, 1888, and for draining, grading, macadamizing and improving the streets of said city.

December 12, 1898, read first time, referred to Committee on Finance and Taxation.

January 31, 1899, reported favorably, read second time.

February 1, 1899, read third time and passed.

February 2, 1899, signed.

February 4, 1899, approved.

By Mr. Cheatham—

H. 424. To authorize the mayor and council of the town of Greenville to negotiate a loan for the purpose of establishing a system of electric lights in the town of Greenville, and to issue bonds for the payment of said loan.

January 31, 1899, read first time, referred to Committee on Finance and Taxation.

February 4, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

By Mr. Edwards—

H. 425. To relieve Robert and Gipsev Blue, minors, seventeen and nineteen years of age, respectively, from the disabilities of non-age.

February 1, 1899, read first time referred to Committee on Privileges and Elections.

February 3, 1899, reported favorably, read second time.

February 10, 1899, read third time and passed.

February 15, 1899, signed.

February 17, 1899, approved.

By Mr. Fuller—

H. 427. To create a separate school district in DeKalb

county, known as the Liberty Hill school district.

February 9, 1899, read first time, referred to Committee on Education.

February 16, 1899, reported favorably, read second time.

By Mr. Haynie—

H. 428. To regulate the trial of misdemeanors in the county of Elmore.

December 9, 1898, read first time, referred to Committee on Judiciary.

December 10, 1898, reported favorably, read second time.

December 13, 1898, read third time and passed.

December 14, 1898, signed.

December 14, 1898, approved.

By Mr. Harwood—

H. 430. To further regulate and fix the fees of justices of the peace and notaries public, ex officio justices of the peace in criminal cases or proceedings in Greene county.

January 25, 1899, read first time, referred to Committee on Judiciary.

February 1, 1899, reported favorably, read second time.

February 2, 1899, amendment adopted, read third time and passed.

February 4, 1899, House concurs Senate amendment.

February 7, 1899, signed.

February 15, 1899, approved.

By Mr. Tunstall—

H. 431. To ratify and confirm all settlements or compromises heretofore made by the State tax commissioner or any county tax commissioner under an Act entitled "An Act to pro-

vide for the more efficient assessment and collection of taxes in the State of Alabama," approved February 3, 1897.

February 11, 1899, read first time, referred to Committee on Finance and Taxation.

By Mr. Rousseau—

H. 432. To abolish the city court of Bridgeport and to transfer all the civil cases at law and the criminal cases therein pending, together with all the dockets, papers and books relating to said cases in said city court to the circuit court of Jackson county, Alabama.

December 12, 1898, read first time, referred to Committee on Judiciary.

December 13, 1898, reported favorably, read second time.

December 14, 1898, read third time and passed.

December 14, 1898, signed.

December 16, 1898, approved.

By Mr. Davidson—

H. 433. To amend an Act entitled An Act to constitute the town of Warrior a separate school district, approved February 17th, 1885.

January 25, 1899, read first time, referred to Committee on Education.

January 30, 1899, reported favorably, read second time.

February 9, 1899, read third time and passed.

February 10, 1899, signed.

February 21, 1899, approved.

By Mr. Mitchell—

H. 434. To provide for the assessment of State and county taxes on real property within the corporate limits of the city of Anniston.

February 9, 1899, read first time, referred to Committee on Local Legislation.

February 10, 1899, reported favorably,
read second time.

February 15, 1899, read third time and
passed.

February 16, 1899, signed.

February 17, 1899, approved.

By Mr. White—

H. 435. To prohibit the sale of blackberry wine or intoxicating beverages in Lawrence county, Alabama.

January 25, 1899, read first time, referred to Committee on Temperance.

January 26, 1899, reported favorably, read second time.

January 27, 1899, read third time and passed.

January 28, 1899, signed.

February 4, 1899, approved.

By Mr. Lyle—

H. 436. To establish a separate school district in Madison county, Alabama, to be known as the New Market School District and to fix the boundaries thereof.

February 2, 1899, read first time, referred to Committee on Education.

February 6, 1899, reported favorably, second time.

February 7, 1899, read third time and passed.

February 8, 1899, signed.

February 10, 1899, House Joint resolution concurred in recalling from Governor.

February 17, 1899, approved.

By Mr. Wallace—

H. 438. To establish additional circuit, county and chancery court in the county of Lawrence, and to provide time and place for holding the same.

December 13, 1898, read first time, referred to Committee on Judiciary.

By Mr. Robinson—

H. 439. To amend sections 3525 and 3532 of the Code of Alabama.

January 25 1899, read first time, referred to Committee on Revision of Laws.

January 27, 1899, reported favorably, read second time.

By Mr. Hood, with notice and proof—

H. 441. To relieve E. D. Johnson of the disabilities of non-age.

January 30, 1899, read first time, referred to Committee on Judiciary.

February 1, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 3, 1899, signed.

February 4, 1899, approved.

By M. Sturdivant—

H. 442. To authorize the Justices of the Peace to hold inquests in their respective beats in Shelby, St. Clair and Calhoun counties, Alabama.

December 12, 1898, read first time, referred to Committee on Judiciary.

January 28, 1899, reported favorably, with amendment, read second time.

February 2, 1899, read third time and passed, amendment adopted.

February 3, 1899, signed.

February 4, 1899, approved.

By Mr. Bulger—

H. 443. To provide a revenue for the support of the public schools in Alabama.

February 2, 1899, read first time, referred to Committee on Education.

February 15, 1899, returned, referred to Committee on Finance and Taxation.

By Mr. Bulger—

H. 450. To re-enact Sections 4589 and 4630 of the criminal Code of Alabama, so far as to confer criminal jurisdiction on Justices of the Peace in Tallapoosa county.

December 12, 1898, read first time, referred to Committee on Revision of Laws.

December 13, 1898, reported favorably, with amendment.

December 14, 1898, amendment adopted, read third time, passed.

December 14, 1898, House concurs in Senate amendment.

December 16, 1898, signed.

December 16, 1898, approved.

By Mr. Burkhalter—

H. 454. To incorporate the Birmingham Academy of Music.

December 13, 1898, read first time, referred to Committee on Corporations.

December 14, 1898, reported favorably, second time.

January 27, 1899, read third time and passed.

January 28, 1899, signed.

February 4, 1899, approved.

By Mr. McQueen—

H. 455. To pay W. B. Morgan, Tim Rorden and C. C. Smith for the arrest and conviction in the Circuit court of Walker County, of certain persons herein named of being engaged or concerned in the riot in said county on the 6th day of May, 1894.

December 9, 1898, read first time, referred to Committee on Finance and Taxation.

December 13, 1898, reported favorably,
read second time.

December 14, 1898, read third time and
passed.

December 16, 1898, signed.

By Mr. Bibb—

H. 456. To amend Section four of an act to prevent
in certain cases the sale, exchange and trans-
portation of cotton in the counties of Mont-
gomery, Bullock, Dallas, Russell, Lowndes,
Wilcox, Sumter, Autauga and in the beats
Nos. one, two, three, four, five, six, seven,
eight and nine of Hale, and of cotton pro-
duced in said counties, approved February
1, 1897.

January 25, 1899, read first time, refer-
red to Committee on Judiciary.

By Mr. Sullivan—

H. 457. To beter provide for the payment of State wit-
nesses in the county of Washington.

January 25, 1899, read first time, refer-
red to Committee on Revision of Laws.

January 27, 1899, reported favorably, read
second time.

January 31, 1899, amended, read third
time and passed.

February 2, 1899, House concurs.

February 3, 1899, signed.

February 4, 1899, approved.

By Mr. Brandon, by request—

H. 458. For the relief of the Foote & Davies Com-
pany.

February 16, 1899, read first time, refer-
red to Committee on Finance and Taxation.

February 18, 1899, reported favorably,
read second time.

February 20, 1899, read third time and
passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Brandon—

H. 459. To provide for the appointment of an Alabama History Commission to regulate the powers and duties thereof and to provide for publication of its reports.

December 7, 1898, read first time, referred to Committee on Finance and Taxation.

December 8, 1898, reported favorably, read second time.

December 9, 1898, read third time and passed.

December 12, 1898, signed.

December 14, 1898, approved.

By Mr. Brandon, by request—

H. 460. To appropriate the sum of two hundred and fifty dollars annually for two years to aid the Alabama Historical Society in the publication of its transactions and papers.

December 7, 1898, read first time, referred to Committee on Finance and Taxation.

December 8, 1898, reported favorably, read second time.

December 9, 1898, read third time and passed.

December 10, 1898, signed.

December 14, 1898, approved.

By Mr. Foster—

H. 461. To establish a new charter for the town of Prattville, in Autauga county, Alabama.

December 13, 1898, read first time, referred to Committee on Corporations.

December 14, 1898, reported favorably, read second time.

January 26, 1899, read third time and passed.

January 27, 1899, signed.

February 4, 1899, approved.

By Mr. Fuller—

H. 465. To create a separate school district in DeKalb county, Alabama, known as the Loveless School District.

January 30, 1899, read first time, referred to Committee on Education.

February 6, 1899, reported favorably, read second time.

By Mr. Haynie—

H. 466. To fix the salary of the Health Officer of Elmore county and to provide for the payment of the same.

January 25, 1899, read first time, referred to Committee on Public Health.

January 27, 1899, reported favorably, read second time.

February 9, 1899, amended, read third time and passed.

February 11, 1899, House concurs.

February 15, 1899, signed.

February 17, 1899, approved.

By Mr. Byars—

H. 467. To provide for a registration of claims against the fine and forfeiture fund in Franklin county.

February 1, 1899, read first time, referred to Committee on Penitentiary.

February 3, 1899, reported favorably, read second time.

By Mr. Flewellen—

H. 468. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors or intoxicating bitters or beverages, within five miles of Mount High Baptist

Church, in Blount county, and within two miles of Mount Tabor Baptist Church, Mount Hope Baptist Church, Gum Spring High School and Fowler's Cove Academy, in Gum Spring Beat, in Blount county, and within Phillips precinct, in Etowah county, within six miles of Dothan High School except within the corporate limits of the town of Dothan, in Henry county; and within one and one-half miles of Bethel Church, in Dadeville Beat, in Tallapoosa county.

February 20, 1899, read first time, referred to Committee on Temperance.

February 21, 1899, reported favorably, read second time.

By Mr. Houston—

H. 469. To improve the system of working the public roads and repairing the bridges of Jefferson county.

January 28, 1899, read first time referred to Committee on Commerce and Common Carriers.

February 2, 1899, reported favorably, read second time, with substitute.

February 3, 1899, substitute adopted, read third time and passed.

February 8, 1899, House concurs Senate amendment.

February 8, 1899, signed.

February 17, 1899, approved.

By Mr. Burkhalter—

H. 470. To prevent unauthorized persons from giving signals to railroad trains or engines.

February 2, 1899, read first time, referred to Committee on Commerce and Common Carriers.

February 4, 1899, reported favorably, read second time.

February 6, 1899, amended, read third time and passed.

February 8, 1899, House concurs in Senate amendment, signed.

February 17, 1899, approved.

By Mr. Screws—

H. 475. For the relief of Lee Scott Baber of the county of Montgomery.

February 11, 1899, read first time, referred to Committee on Privileges and Elections.

February 15, 1899, reported favorably, read second time.

February 16, 1899, read third time and passed.

February 17, 1899, signed.

February 21, 1899, approved.

Also -

H. 476. To allow Justices of the Peace of Beats 1, 2, 3, 4, 5 and 6 of the county of Montgomery to hold their courts and offices in either of said Beats and to have and exercise jurisdiction in either.

January 30, 1899, read first time, referred to Committee on Judiciary.

February 1, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 3, 1899, signed.

February 4, 1899, approved.

By Mr. Foster—

H. 480. To validate, ratify and confirm the general election for State and county officers held in Precinct No. one (Gadsden Precinct) in Etowah county, Alabama on 1st Monday in August, 1898.

December 9, 1898, read first time, referred to Committee on Judiciary.

December 10, 1898, reported favorably, read second time.

December 14, 1898, read third time and passed.

December 14, 1898, signed.

December 14, 1898, approved.

By Mr. Edwards—

H. 481. To regulate the appointment and notice of road overseers in Coffee county.

January 25, 1899, read first time, referred to Committee on Local Legislation.

January 26, 1899, reported favorably, read second time.

January 27, 1899, read third time and passed.

January 28, 1899, signed.

February 4, 1899, approved.

By Mr. Godbold—

H. 483. To provide for the issue of a writ Habeas Corpus in Wilcox county in the absence, sickness or inability of the Probate Judge of said county or other causes to issue said writ. Provided, proof must first be made, either by the oath of the applicant or other sufficient evidence of the particular facts which justify the address of the petition to the Register of Chancery.

February 1, 1899, read first time, referred to Committee on Revision of Laws.

February 2, 1899, reported favorably, read second time.

February 4, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

By Mr. Seymour—

H. 484. To regulate the cost of the publishing of the

legal notices of the county officials of the county of Sumter.

December 12, 1898, read first time, referred to Committee on Printing.

By Mr. Kyle—

H. 485. To authorize submission of causes in divorce cases in courts of equity for final decree at term time or in vacation, after decree pro confesso has been obtained.

December 12, 1898, read first time, referred to Committee on Judiciary.

December 13, 1898, reported favorably, read second time.

December 14, 1898, read third time and passed.

December 14, 1898, signed.

December 14, 1898, approved.

By Mr. Bibb—

H. 489. To incorporate the North Montgomery Methodist Protestant Church.

January 25, 1899, read first time, referred to Committee on Corporations.

January 27, 1899, reported favorably, read second time.

February 1, 1899, read third time and passed.

February 2, 1899, signed.

February 4, 1899, approved.

By M. Hood, with notice and proof—

H. 490. To relieve Hulit Davis, of Montgomery county of the disabilities of non-age.

February 3, 1899, read first time, referred to Committee on Local Legislation.

February 4, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 7, 1899, signed.
February 8, 1899, approved.

Also—

H. 491. To relieve Willie Lee Davis, of Montgomery county from the disabilities of non-age.

February 3, 1899, read first time, referred to Committee on Local Legislation.

February 4, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

By Mr. Jones, of Bullock—

H. 492. To amend 2626 of the Code of Alabama making the legal rate of interest six per centum.

December 13, 1898, read first time, referred to Committee on Finance and Taxation.

By Mr. Thigpen—

H. 496. To amend section five of an act entitled "An Act to establish a charter for the town of Luverne, in Crenshaw county, Alabama, approved February 6th, 1891."

January 25, 1899, read first time, referred to Committee on Corporations.

January 27, 1899, reported favorably, read second time.

By Mr. Davidson—

H. 497. To require the county commissioners of the county of Jefferson to have prepared and published a complete and accurate map of all the public highways and principal streams of said county with accurate mileage of said public highways.

February 17, 1899, read first time, referred to Committee on Local Legislation.

February 18, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed, signed, approved.

By Mr. Mitchell—

H. 499. To amend an act to provide for the more efficient assessment and collection of taxes in the State of Alabama, approved February 3, 1897.

January 28, 1899, read first time, referred to Committee on Finance and Taxation.

January 31, 1899, reported favorably, read second time, with amendments.

February 6, 1899, special order for February 8, 1899.

February 8, 1899, continuing special order February 10, 1899, after committees report.

February 18, 1899, amended, reported by committee, adopted.

February 18, 1899, as amended, read third time and passed.

February 18, 1899, House non-concurs Senate amendment, ask committee conference.

February 20, 1899, report committee conference concurred in.

February 20, 1899, House concurs Senate amendment.

February 21, signed.

February 21, 1899, approved.

By Mr. Rogers—

H. 500. For the better protection of passengers on railway train in this State.

February 16, 1899, read first time, referred to Committee on Commerce and Common Carriers.

February 17, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Brandon—

H. 501. To give full power and authority to the North Alabama Conference of the Methodist Episcopal Church, South, to convey certain property, real and personal, choses in action, franchises, rights and privileges to the annual Alabama Conference of the Methodist Episcopal Church South.

December 12, 1898, read first time, referred to Committee on Corporations.

December 13, 1898, reported favorably, read second time.

February 7, 1899, read third time and passed.

February 8, 1899, signed.

February 17, 1899, approved.

By Mr. Sullivan—

H. 503. To increase the ex-officio fees of the sheriff of Washington from \$250.00 to \$400.00 per annum.

January 30, 1899, read first time, referred to Committee on Finance and Taxation.

February 1, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 3, 1899, signed.

February 4, 1899, approved.

By Mr. Smith of Escambia, with notice and proof—

H. 504. To provide for the payment of the costs of conviction of one John Horden who was illegally sentenced at the adjourned term, 1898, of the circuit court of Escambia county and payment of costs refused by the convict

department of the State by reason of such illegal sentence.

February 1, 1899, read first time, referred to Committee on Finance and Taxation.

February 21, 1899, reported favorably, read second time with recommendation.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

By Mr. Reynolds—

H. 506. To regulate the fees of witnesses in criminal cases in the county of Chilton.

February 10, 1899, read first time, referred to Committee on Penitentiary.

February 16, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Harwood—

H. 508. To amend Section 912 of the Code, so far as the same applies to the Counties of Lamar, Fayette, Marion, Franklin, Greene, Tuscaloosa, and Sumter.

February 18, 1899, read first time, referred to Committee on Judiciary.

February 21, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Davis—

H. 509. To prohibit the selling, giving away or otherwise disposing of alcoholic, spirituous, vinous or malt liquors, or intoxicating bitters or

February 18, 1899, read third time and passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Mitchell—

H. 514. To provide for the taxation of collateral inheritance in this state.

February 7, 1899, read first time, referred to Committee on Judiciary.

By Mr. Burkhalter—

H. 515. To amend the charter of the Alabama Brewing Company a body corporate under the general statutes of the State of Alabama, and having its principal place of business in the city of Birmingham.

January 25, 1899, read first time, referred to Committee on Corporations.

January 27, 1899, reported favorably, read second time.

February 1, 1899, read third time, passed.

February 2, 1899, signed.

February 4, 1899, approved.

By Mr. Hardie—

H. 516. To provide for the opening and clearing out of the drains, creeks, branches, ditches or water courses in Perry county.

February 2, 1899, read first time, referred to Committee on Corporations.

February 3, 1899, reported favorably, read second time.

February 7, 1899, read third time and passed.

February 8, 1899, signed.

February 17, 1899, approved.

Also—

H. 517. To prevent the obstruction of drains, creeks,

February 18, 1899, read third time and passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Mitchell—

H. 514. To provide for the taxation of collateral inheritance in this state.

February 7, 1899, read first time, referred to Committee on Judiciary.

By Mr. Burkhalter—

H. 515. To amend the charter of the Alabama Brewing Company a body corporate under the general statutes of the State of Alabama, and having its principal place of business in the city of Birmingham.

January 25, 1899, read first time, referred to Committee on Corporations.

January 27, 1899, reported favorably, read second time.

February 1, 1899, read third time, passed.

February 2, 1899, signed.

February 4, 1899, approved.

By Mr. Hardie—

H. 516. To provide for the opening and clearing out of the drains, creeks, branches, ditches or water courses in Perry county.

February 2, 1899, read first time, referred to Committee on Corporations.

February 3, 1899, reported favorably, read second time.

February 7, 1899, read third time and passed.

February 8, 1899, signed.

February 17, 1899, approved.

Also—

H. 517. To prevent the obstruction of drains, creeks,

branches, ditches or water courses and to provide for keeping open the same in Perry county.

February 9, 1899, read first time, referred to Committee on Corporations.

February 11, 1899, reported favorably, read second time.

February 23, 1899, read third time, passed.

February 23, 1899, signed and approved

By Mr. McCain—

H. 519. To amend an Act, entitled "An Act for the better protection of game in Calhoun county, Alabama, approved December 5, 1896."

January 25, 1899, read first time, referred to Committee on Local Legislation.

By Mr. Hurt—

H. 520. To amend Section 1 of an Act to provide for the registration and lien of judgment for the payment of money in the Courts of Justice of the Peace in Lamar, Calhoun, Monroe, Barbour, Walker, Etowah, Macon, Fayette, Sumter, Tallapoosa, Chilton and Madison counties, in so far as the same affects the counties of Chilton and Macon.

January 30, 1899, read first time, referred to Committee on Revision of Laws.

February 2, 1899, reported favorably, read second time.

February 7, 1899, read third time and passed.

February 8, 1899, signed.

February 17, 1899, approved.

By Mr. Lavretta—

H. 521. To take away from certain Justices of the Peace in Mobile county criminal and quasi criminal jurisdiction.

January 25, 1899, read first time, referred

to Committee on Municipal and County Organizations.

February 16, 1899, reported favorably read second time, amended.

February 18, 1899, as amended, read third time, passed.

February 20, 1899, House non-concurs Senate amendment, ask committee conference.

February 23, 1899, House concurs Senate amendment.

February 23, 1899, signed.

February 23, 1899, approved.

Also—

H. 522. To establish an inferior criminal court in the county of Mobile.

January 25, 1899, read first time, referred to Committee on Municipal and County Organizations.

February 16, 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

February 20, 1899, signed.

February 20, 1899, approved.

By Mr. Davis—

H. 524. To grant a new charter for the town of Hamilton in the county of Marion and state of Alabama.

December 6, 1898, read first time, referred to Committee on Municipal and County Organizations.

December 9, 1898, reported favorably, read second time.

December 13, 1899, read third time and passed.

December 14, 1898, signed.

December 14, 1898, approved.

Also—

H. 525. To grant a new charter for the town of Guin in the county of Marion, and state of Alabama.

December 6, 1898, read first time, referred to Committee on Municipal and County Organizations.

December 9, 1898, reported favorably, read second time.

December 13, 1899, read third time and passed.

December 14, 1898, signed.

December 14, 1898 approved.

By Mr. Collier—

H. 527. To provide for the election of officers in the town of Centerville and to grant said town additional powers.

December 12 1898, read first time, referred to Committee on Privileges and Elections.

December 13, 1898, reported favorably, read second time.

January 28, 1899, read third time and passed.

January 30, 1899, signed.

February 4, 1899, approved.

By Mr. Brown—

H. 528. To prevent hogs pigs, sheep and goats from running at large in certain portions of Colbert county and to provide for establishing certain districts in said county, in which said stock may be prevented from running at large.

December 8, 1898, read first time, referred to Committee on Local Legislation.

December 9, 1898, reported favorably, read second time.

December 12, 1898, read third time and passed.

December 14, 1898, signed.

December 14, 1898, approved.

By Mr. Gibson—

H. 531. To empower the Governor of Alabama to convey eight (850.01) and fifty one-hundredths acres of land.

February 9, 1899, read first time; referred to Committee on Judiciary.

February 16, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Heflin, of Randolph—

H. 539. To give physicians a lieu upon the personal property of any person for the payment of medicines furnished and services rendered to such person or his family, not to exceed the sum of ten dollars per year and to provide for the enforcement of such lieu, so far as relates to Randolph county.

February 17, 1899, read first time, referred to Committee on Local Legislation.

By Mr. Garner—

H. 543. To repeal an Act entitled an Act to establish the Haw Ridge Public School District in Dale and Coffee counties.

February 7, 1899, read first time, referred to Committee on Revision of Laws.

February 10, 1899, reported favorably, read second time, calendared.

February 16, 1899, read third time and passed.

February 17, 1899, signed.

February 21, 1899, approved.

By Mr. Haynie—

H. 544. To authorize commissioners' court to appropriate \$250.00 from the general fund of Elmore county to fine and forfeiture fund, yearly for five years.

December 13, 1898, read first time, referred to Committee on Finance and Taxation.

February 1, 1899, reported favorably, read second time.

Also—

H. 545. To regulate the fine and forfeiture fund of Elmore county.

December 13, 1898, read first time, referred to Committee on Finance and Taxation.

February 1, 1899, read second time.

By Mr. Harwood—

H. 546. To prevent the running at large of stock in certain portions of Green County.

January 25, 1899, read first time, referred to Committee on Local Legislation.

January 27, 1899, reported favorably, read second time.

January 28, 1899, read third time and passed.

January 30, 1899, signed.

February 4, 1899, approved.

By Mr. Box, with notice and proof—

H. 547. For the relief of B. F. Pate, ex sheriff of Geneva county, Alabama.

February 9, 1899, read first time, referred to Committee on Finance and Taxation.

By Mr. Seay—

H. 549. To regulate fees of Justices of the Peace and Constables in the counties of Lamar and Fayette.

December 9, 1898, read first time, referred to Committee on Finance and Taxation.

Decemer 14, 1898, reported favorably,
read second time.

January 25, 1899, amendment adopted,
read third time and passed.

January 30, 1899, signed.

February 4, 1899, approved.

By Mr. Heflin of Randolph, by request—

H. 552. To change the name of Madison Gustavus Burke and his wife, Rosa Bell Burke to Madison Gustavus Foster and Rosa Bell Foster.

January 30, 1899, read first time, referred to Committee on Privileges and Elections.

February 3, 1899, reported favorably,
read second time.

February 4, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

By Mr. Lavretta—

H. 558. To amend Section eighteen (18) of an Act entitled an Act to provide a charter for the city of Mobile, approved February 6, 1897.

February 8, 1899, read first time, referred to Committee on Municipal and County Organizations.

By Mr. Thigpen, with notice and proof—

H. 559. To relieve Walter W. Walker, of Crenshaw county, of the disabilities of non age.

February 9, 1899, read first time, referred to Committee on Privileges and Elections.

February 10, 1899, reported favorably,
read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved

By Mr. Edwards—

H. 560. To amend an Act to prevent hunting on land without written consent of owner or his agent in Dallas, Madison, Autauga, Macon, Sumter, Talladega and Bullock counties, and in Oak Grove, Perryville and Radfordville, Beats of Perry county, and in Beat Nos. two and nine in Hale county, approved February 18, 1891.

February 18, 1899, read first time, referred to Committee on Local Legislation.

February 20, reported favorably, read second time.

By Mr. Collier—

H. 564. To incorporate the Jamesville stock law district for the purpose of preventing stock from running at large in said district, situated in Bibb county, Alabama.

(Amendment.)

February 6, 1899, read first time, referred to Committee on Local Legislation.

February 7, 1899, reported favorably, amended, read second time.

February 9, 1899, read third time.

February 10, 1899, signed.

February 17, 1899, approved.

Also—

H. 566. To establish the Leighton School District
February 10, 1899, read first time, referred to Committee on Education.

February 16, 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Garner, by request—

H. 567. For the relief of Mary E. Dell, of Dale county,

widow of a Confederate veteran, who was omitted from the pension rolls for the years 1896-97-98, under an Act entitled an Act for the relief of needy Confederate soldiers and sailors, residents of Alabama, who, from wounds or other causes, are now unable to earn a livelihood, and for the widows of such as were killed or died in said war and have not since remarried, approved February, the 13, 1891.

February 10, 1899, read first time, referred to Committee on Privileges and Elections.

February 21, 1899, reported favorably, read second time.

By Mr. Moody, with notice and proof—

H. 569. For the relief of W. S. Bridges, former Superintendent of Education for Jackson county.

February 1, 1899, read first time, referred to Committee on Education.

February 16, 1899, reported favorably, read second time.

By Mr. Hurt—

H. 572. To provide that the office of Superintendent of Education of Macon county, shall hereafter, be filled by election by the qualified voters of said county, and to provide for the election of a Superintendent of Education for said county.

—read first time, referred to Committee on Education.

February 1, 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Long—

H. 573. To define the Territorial Jurisdiction of Notaries Public and ex-officio Justices of the Peace in Clarke county.

February 16, 1899, read first time, referred to Committee on Temperance.

February 17, 1899, reported favorably, read second time.

February 20 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Long, by request—

H. 575. To refund taxes paid to the State by persons holding a bonafide claim to property, held and claimed by another, who has also paid taxes thereon.

January 25, 1899, read first time, referred to Committee on Finance and Taxation.

January 27, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 3, 1899, signed.

February 4, 1899, approved.

Also—

H. 576. To authorize the Commissioners Court of Clarke county to contract for the keeping of certain paupers outside of the established home for citizens of this class.

February 25, 1899, read first time, referred to Committee on Local Legislation.

Also—

H. 577. To establish a new charter for the town of Thomasville in Clarke county, Alabama.

February 2, 1899, read first time, referred to Committee on Municipal and County Organization.

February 9, 1899, reported favorably,
read second time.

February 15, 1899, read third time and
passed.

February 16, 1899, signed.

February 17, 1899, approved.

By Mr. Edwards—

H. 578. To re-incorporate and establish a new charter
for the town of Elba.

February 9, 1899, read first time, referred
to Committee on Municipal and County Or-
ganization.

February 11, 1899, reported favorably,
read second time.

February 18, 1899, read third time and
passed.

February 20, 1899, signed.

February 22, 1899, approved.

By Mr. Davis—

H. 579. To grant a new charter for the town of Win-
field, in the county of Marion and State of
Alabama.

December 12, 1898, read first time, referred
to Committee on Municipal and County Or-
ganizations.

December 13, 1898, reported favorably,
read second time.

December 14, 1898, amended, read third
time and passed; House concurs in Senate
amendment.

December 16, 1898, signed.

December 16, 1898, approved.

By Mr. Delchamps—

H. 581. To appropriate ten thousand dollars for the
repair and improvement of the quarantine
plant of lower Mobile Bay.

February 11, 1899, read first time, referred
to Committee on Finance and Taxation.

February 16, 1899, reported favorably,
read second time.

February 20, 1899, read third time and
passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Heflin of Randolph—

H. 582. To authorize and require the Auditor of the
State of Alabama, to reimburse R. H. Har-
ris, sheriff of Randolph county, for expenses
incurred and services rendered to the State,
in the removal of Val. T. Taylor, a fugitive
from justice.

February 4, 1899, read first time, referred
to Committee on Finance and Taxation.

February 21, 1899, reported favorably,
read second time.

February 23, 1899, read third time, and
passed.

February 23 1899, signed.

February 23, 1899, approved.

By Mr. Arrington—

H. 584. To amend Section 5049 of the Criminal Code,
so far as the same applies to Sumter county.

February 3, 1899, read first time, referred
to Committee on Revision of Laws.

February 7, 1899, reported favorably,
read second time.

February 8, 1899, read third time and
passed.

February 9, 1899, signed.

February 17, 1899, approved.

By Mr. Dameron—

H. 585. To amend Sections 9, 10, 17, 25 and 26 of an
Act to establish a new charter for the city of
Talladega, approved December 9, 1896.

January 25, 1899, read first time, referred
to Committee on Corporations.

January 27, 1899, reported favorably,
read second time.

February 1, 1899, read third time and
passed.

February 2, 1899, signed.

February 4, 1899, approved.

By Mr. Marbut—

H. 586. To establish a separate school district in
Etowah and Marshall counties.

February 11, 1899, read first time, referred
to Committee on Education.

February 16, 1899, reported favorably,
read second time.

February 20, 1899, read third time and
passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Cornelius—

H. 587. To establish a charter for the town of Centre,
in Cherokee county.

January 25, 1899, read first time, referred
to Committee on Corporations.

January 27, 1899, reported favorably,
read second time.

February 3, 1899, read third time and
passed.

February 7, 1899, signed.

February 15, 1899, approved.

By Mr. Pettus—

H. 588. To provide for the publication of receipts and
disbursements by the Courts of County Com-
missioners and County Board of Revenue in
the State of Alabama, and to impose a fine
for failure or refusal to comply with the pro-
visions of this act.

February 9, 1899, read first time, referred
to Committee on Finance and Taxation.

February 17, 1899, reported favorably,
read second time.

By Mr. Smith of Escambia, with notice—

H. 589. To remove the disabilities of non-age of Earnest M. Adams, a minor under the age of eighteen years.

February 1, 1899, read first time, referred to Committee on Privileges and Elections.

February 3, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

By Mr. Bruner—

H. 590. To repeal an Act entitled an Act to abolish the County Court of Conecuh County.

January 25, 1899, read first time, referred to Committee on Local Legislation.

January 26, 1899, reported favorably, read second time.

January 27, 1899, read third time and passed.

January 28, 1899, signed.

February 4, 1899, approved.

By Mr. Sullivan—

H. 591. To provide for holding Chancery Court in Washington County, Alabama.

February 7, 1899, read first time, referred to Committee on Judiciary.

February 9, 1899, reported favorably, amended, read second time.

February 15, 1899, amendment adopted, read third time and passed.

February 17, 1899, House concurs Senate amendment.

February 17, 1899, signed.

February 21, 1899, approved.

By Mr. Cornelius—

H. 593. To establish a separate School District in Cherokee county and to define the boundaries thereof, to be known as the Lookout district.

February 10, 1899, read first time, referred to Committee on Education.

February 16, 1899, reported favorably, read second time.

By Mr. Ellis—

H. 594. To preserve order at the Mount Vernon camp ground in Fayette county, Alabama.

February 1, 1899, read first time, referred to Committee on Local Legislation.

February 2, 1899, reported favorably, read second time.

February 9, 1899, read third time and passed.

February 10, 1899 signed.

February 11, 1899, approved.

Also

By Mr. Tunstall—

H. 595. To fix the fees of the circuit clerk of Hale county.

February 2, 1899, read first time, referred to Committee on Agriculture.

February 4, 1899, reported favorably, read second time.

By Mr. Forrester, by request—

H. 596. To repeal an Act entitled an Act to amend Section 1 of an Act entitled an Act to provide for the making and maintaining a school district known as the Ashford School District in Henry county, Alabama. approved February 1, 1897.

February 1, 1899, read first time, referred to Committee on Education.

February 2, 1899, reported favorably, read second time.

February 3, 1899, read third time and passed.

February 7, 1899, signed.

February 15, 1899, approved.

Also—

H. 597. To amend an act entitled an act to create a separate school district in Henry county, and to define the boundaries thereof, approved February 16, 1895.

February 9, 1899, read first time, referred to Committee on Education.

February 16, 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

February 20, 1899, signed.

February 21, 1899, approved.

Also—

H. 598. To prohibit the sale or giving away of vinous, spirituous or malt liquors or intoxicating bitters or beverages within six miles of the Baptist Church in Ashford, Henry county, Alabama.

December 13, 1898, read first time, referred to Committee on Temperance.

December 14, 1898, reported favorably, read second time.

December 16, 1898, read third time and passed.

January 25, 1899, signed.

February 4, 1899, approved.

By Mr. Houston—

H. 599. For the relief of Robert A. Morris, county Registrar for Jefferson county.

February 8, 1899, read first time, referred to Committee on Local Legislation.

February 9, 1899, reported favorably, read second time.

February 15, 1899, read third time and passed.

February 16, 1899, signed.

February 21, 1899, approved.

By Mr. Huey—

H. 600. To provide for the assessment and collection of escaped taxes.

February 9, 1899, read first time, referred to Committee on Finance and Taxation

By Mr. Burkhalter—

H. 601. To authorize and empower the mayor and aldermen of Birmingham to improve said city and streets thereof by paving, grading, leveling, curbing, guttering, macadamizing, parking or otherwise improving the streets, avenues, alleys or other highways, and side walks of said city, and by constructing stone water and sanitary sewers; and to assess the cost thereof against the property abutting or benefitted by said improvements, and provide for the enforcement and collection of said assessment, and to issue and sell public improvement bonds, to procure means to construct said improvements and provide and protect a fund for the payment of said bonds.

December 12, 1898, read first time, referred to Committee on Finance and Taxation

January 28, 1899, reported favorably, read second time.

By Mr. Harris—

H. 605. To change the corporate name of the District of Opelika.

February 8, 1899, read first time, referred to Committee on Corporations.

February 9, 1899, reported favorably, read second time.

February 11, 1899, read third time and passed.

February 16, 1899, House passed, signed.

February 21, 1899, approved.

Also—

H. 606. To establish anew charter for the District of Opelika.

February 8, 1899, read first time, referred to Committee on Corporations.

February 10, 1899, reported favorably, read second time, calendared.

February 11, 1899, read third time and passed, amendment adopted.

February 18, 1899, House concurs Senate amendment.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Rogers—

H. 607. To amend Section 5616 of the Code.

February 20, 1899, read first time, referred to Committee on Judiciary.

By Mr. Davis—

H. 608. To provide for the payment of a reward of one hundred dollars for the arrest and delivery to the proper authorities of any person who has killed another and is fleeing or attempting to flee.

February 10, 1899, read first time, referred to Committee on Finance and Taxation

By Mr. McCain—

H. 610. To prevent stock from running at large in part of Beat 4 in Calhoun county, Alabama.

January 25, 1899, read first time, referred to Committee on Local Legislation.

January 30, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 3, 1899, signed.

February 4, 1899, approved.

By Mr. Stodgill—

H. 611. To prohibit the sale, giving away, bartering, delivering or exchanging vinous, spirituous or malt liquors or intoxicating bitters, beverages or drinks in certain portions of Chambers county.

January 30, 1899, read first time, referred to Committee on Temperance.

January 31 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 3, 1899, signed.

February 4, 1899, approved.

By Mr. Hubbard—

H. 612. To prohibit the sale of spirituous and other intoxicating liquors near Goshen Baptist Church in Pike county.

January 30, 1899 read first time, referred to Committee on Temperance.

January 31, 1899, reported favorably, read second time.

February 1, 1899, read third time and passed.

February 2, 1899, signed.

February 4, 1899, approved.

By Mr. Moody—

H. 613. To authorize the court of county commissioners of Jackson county, to pay over to the president of the board of road commissioners of said county, all of the funds not more than twenty-five thousand dollars at a time, arising from an act entitled an act to authorize Jackson county to build and construct macadam-

ized roads and bridges in said county, and to issue bonds of the county to aid in the construction and building thereof.

January 25, 1899, read first time, referred to Committee on Municipal and County Organizations.

By Mr. Garner—

H. 614. To require all corporations, companies or individuals operating or owning places for storing and weighing cotton in the State of Alabama, when a charge is made for such storage, or turning out to provide a well bound book in which shall be kept, alphabetically arranged, and which shall at all reasonable times be open to the inspection of the public, a record of all cotton weighed by them, by whom offered for weighing and for whom weighed, and to provide a penalty for violation thereof.

February 4, 1899, read first time, referred to Committee on Agriculture.

February 17, 1899, reported favorably, read second time, amended.

February 18, 1899, read third time and passed.

February 20, 1899, House concurs Senate amendment.

February 21, 1899, signed, approved.

By Mr. Thigpen—

H. 615. To authorize the court of county commissioners of Crenshaw county to pay the sheriff of said county for ex-officio services.

February 16, 1899, read first time, referred to Committee on Finance and Taxation

February 21, 1899, reported favorably read second time.

February 23, 1899, read third time and passed, signed.

Also—

H. 616. To constitute a board of jury commissioners for Crenshaw county.

January 30, 1899, read first time, referred to Committee on Judiciary.

February 1, 1899, reported favorably, read second time.

February 3, 1899, read third time and passed.

February 7, 1899, signed.

February 15, 1899, approved.

By Mr. Miller—

H. 619. For the relief of John A. Bradford, of Marengo county.

January 30, 1899, read first time, referred to Committee on Privileges and Elections.

February 3, 1899, reported favorably, read second time.

February 4, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

By Mr. Kyle—

H. 620. To prevent trespassing upon the grounds or enclosures in which are located the court houses of the several counties of the State of Alabama.

February 11, 1899, read first time, referred to Committee on Municipal and County Organizations.

February 16, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed, approved.

By Mr. Foster—

H. 621. To amend an act to regulate the amount of

fees to be received by witnesses attending court in criminal cases or before the grand jury or any other criminal proceedings, so far as the same relates to the county of Tuscaloosa, and regulate the payment of such fees, approved February 18th, 1895.

December 12, 1898, read first time, referred to Committee on Judiciary.

January 28, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed, signed.

By Mr. Garrett—

H. 622. To create a new charter for the town of Heflin in Cleburne county, Alabama.

January 25, 1899, read first time, referred to Committee on Corporations.

January 26, 1899, reported favorably, read second time.

February 1, 1899, read third time and passed, amended.

February 4, 1899, House concurs Senate amendment.

February 7, 1899, signed.

February 15, 1899, approved.

Also—

H. 623. To fix and prescribe the necessary recommendations for obtaining a license to retail spirituous, vinous or malt liquors in Cleburne county, Alabama.

February 7, 1899, read first time, referred to Committee on Temperance.

February 8, 1899, reported favorably, read second time.

February 10, 1899, read third time and passed.

February 10, 1899, signed.

February 17, 1899, approved.

By Mr. Cornelius—

H. 626. To establish a separate school district in Cherokee county to be known as the Centre School District and provide for the maintenance of the same.

February 7, 1899, read first time, referred to Committee on Education.

February 16, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

By Mr. Delchamps—

H. 628. To provide for the improvement of the public roads in Mobile county.

February 18, 1899, read first time, referred to Committee on Local Legislation.

February 21, 1899, reported favorably, read second time.

By Mr. Capps—

H. 630. To establish, maintain and regulate a dispensary in the town of Columbia, Henry county, Alabama, for the sale of spirituous or vinous liquors, malt liquors, wines, cider, or other intoxicating liquors, and to establish a board of directors for the purpose of better controlling and managing the sale of spirituous or vinous liquors, malt liquors, wines, ciders or other intoxicating liquors, and for other purposes.

December 13, 1898, read first time, referred to Committee on Temperance.

December 14, 1898, reported favorably, read second time.

December 16, 1898, read third time and passed.

January 25, 1899, recalled, recommitted to Committee on Temperance.

January 26, 1899, reported favorably,
read second time with amendment.

January 27, 1899, amendment adopted,
read third time and passed.

February 2, 1899, House concurs.

February 7, 1899, signed.

February 8, 1899, approved.

By Mr. Burkhalter—

H. 631. To repeal an act entitled an act to regulate proceedings in garnishment cases in Jefferson county, Alabama, approved February 8th, 1895.

January 25, 1899, read first time, referred to Committee on Judiciary.

By Mr. Harwood—

H. 637. To grant additional powers to the Eutaw Male and Female High School and to relieve the said Eutaw Male and Female High School from the payment of taxes so long as the property of said school is used for school purposes.

February 9, 1899, read first time, referred to Committee on Finance and Taxation.

February 16, 1899, reported favorably,
read second time with amendment.

February 23, 1899, read third time and passed, amendment adopted, House concurs.

February 23, 1899, signed, approved.

By Mr. Seay—

H. 641. To increase the revenue of the public schools of Lamar and Fayette counties.

January 25, 1899, read first time, referred to Committee on Education.

January 28, 1899, reported favorably,
read second time.

January 31, 1899, read third time and passed.

February 1, 1899, signed.
February 4, 1899, approved.

Also—

H. 642. To amend, ratify and confirm the charter of the town of Kennedy, in Lamar county.

February 11, 1899, read first time, referred to Committee on Corporations.

February 15, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

Also—

H. 643. To amend, ratify and confirm the charter of the town of Vernon, in Lamar county.

January 25, 1899, read first time, referred to Committee on Corporations.

January 27, 1899, reported favorably, read second time.

February 1, 1899, read third time and passed.

February 2, 1899, signed.

February 4, 1899, approved.

By Mr. Screws—

H. 644. To define the time when doves may be killed.

February 11, 1899, read first time, referred to Committee on Judiciary.

February 15, 1899, reported favorably, read second time.

By Mr. Brandon—

H. 645. To regulate the fine and forfeiture fund of Calhoun county.

February 16, 1899 read first time, referred to Committee on Penitentiary.

February 18, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

By Mr. Sloan —

H. 646. To authorize the mayor and aldermen of the city of Oneonta, Alabama, to issue bonds.

January 25, 1899, read first time, referred to Committee on Corporations.

January 27, 1899, reported favorably, read second time.

February 10, 1899, read third time and passed, signed.

February 17, 1899, approved.

By Mr. Flewellen—

H. 647. To authorize and empower the mayor and council of the town of Union Springs to impose a license upon certain businesses and vocations specified in this act, carried on or conducted within the corporate limits of said town.

January 25, 1899, read first time, referred to Committee on Corporations.

January 27, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 3, 1899, signed.

February 4, 1899, approved.

By Mr. Heflin, of Chambers—

H. 648. To establish stock law and prevent stock from running at large in Beats four, five, sixteen and twenty, in Marshall county, and to regulate the same in other precincts in said county.

February 3, 1899, read first time, referred to Committee on Local Legislation.

February 18, 1899, reported favorably, read second time.

February 20, 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Hardie—

H. 652. To authorize the town of Marion to issue bonds for the purpose of extending, improving, maintaining and operating the system of water works located in said town to an extent not exceeding four thousand dollars.

January 30, 1899, read first time, referred to Committee on Corporations.

February 2, 1899, reported favorably, read second time.

February 11, 1899, read third time and passed.

February 16, 1899, signed.

February 17, 1899, approved.

Also—

H. 653. To regulate the fees of the sheriff of Perry county for executing process issued by justices of the peace.

February 9, 1899, read first time, referred to Committee on Corporations.

February 11, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

By Mr. Brandon—

H. 656. To authorize and empower the commissioners court of Tuscaloosa county to build and maintain a bridge across the Warrior river, at or near Foster's Ferry, in the county of Tuscaloosa, to issue bonds for the purpose of building the same, to make the same a toll bridge and to prescribe and regulate the tolls to be charged therefor.

January 25, 1899, read first time, referred to Committee on City and County Organizations.

February 10, 1899, reported favorably, read second time, calendared.

February 18, 1899, substitute amended, read third time and passed.

February 21, 1899, House concurs Senate amendment.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Haynie—

H. 657. For the relief of Elizabeth H. Grier, of Elmore county, Alabama, a widow of a Confederate veteran.

February 8, 1899, read first time, referred to Committee on Privileges and Elections.

February 9, 1899, reported favorably, read second time.

By Mr. Patterson, with notice and proof—

H. 659. For the relief of J. B. Herring, of Louisville, Barbour county, and to refund to him the sum of seventy-two dollars and ninety cents, a part of the amount paid by him for license to retail liquor, which license was afterwards revoked.

January 31, 1899, read first time, referred to Committee on Finance and Taxation.

February 7, 1899, reported favorably, read second time.

February 8, 1899, read third time and passed.

February 9, 1899, signed.

February 17, 1899, approved.

By Mr. Sullivan—

H. 660. To relieve Benjamin Sankey Porter, a minor

of Washington county, Alabama, of the disabilities of non-age.

February 1, 1899, read first time, referred to Committee on Privileges and Elections.

February 3, 1899, reported favorably, read second time.

February 4, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

By Mr. Fuller—

H. 662. To create a separate school district in DeKalb county, known as the Bethel School District, and to provide for the maintenance of the same.

February 16, 1899, read first time, referred to Committee on Education.

February 18, 1899, reported favorably, read second time.

February 20, 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. White, by request—

H. 665. To amend an act to incorporate the town of Courtland, in the county of Lawrence, approved December 16th, 1873.

January 30, 1899, read first time, referred to Committee on Judiciary.

February 7, 1899, reported favorably, read second time.

By Mr. Hardie—

H. 668. To provide the ways and means to establish, open and improve, work and keep in good condition, the public roads in Perry county, Alabama.

January 30, 1899, read first time, referred to Committee on Commerce and Common Carriers.

February 1, 1899, reported favorably, read second time.

February 6, 1899 read third time and passed.

February 7, 1899, signed.

February 10, 1899, House joint resolution concurred in recalling from Governor.

February 17, 1899, approved.

By Mr. Dameron, by request—

H. 669. To declare Charles A. E. Heyne, a liner of the county of Clay, a citizen of the county of Talladega.

January 30, 1899, read first time, referred to Committee on Judiciary.

February 1, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 3, 1899, signed.

February 4, 1899, approved.

By Mr. Cheatham—

H. 670. To prevent stock from running at large within the corporate limits of the city of Greenville and in certain other localities in Butler county, Alabama.

February 9, 1899, read first time, referred to Committee on Agriculture.

February 10, 1899 reported favorably, read second time.

February 16, 1899, read third time and passed.

February 18, 1899, signed.

February 21, 1899, approved.

By Mr. McGuire, with notice and proof—

H. 674. To amend the charter of the Georgia and Ala-

bama Railway, a consolidate corporation now existing, chartered and consolidate under the laws of the states of Georgia and Alabama, so as to change the location of the principal office of said corporation from the city of Americus in Sumter county, Georgia, to the city of Savannah, in Chatham county, Georgia.

January 30, 1899, read first time, referred to Committee on Commerce and Common Carriers.

February 1, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 3, 1899, signed.

February 4, 1899, approved.

By Mr. Kelly—

H. 679. To reduce the per diem of the members of the court of county commissioners or board of revenue of Choctaw county, from three dollars and fifty cents to three dollars.

February 16, 1899, read first time, referred to Committee on Finance and Taxation.

February 21, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed, approved.

By. Mr. Arrington—

H. 684. To better preserve game, animals and birds in Sumter county.

January 30, 1899, read first time, referred to Committee on Local Legislation.

January 31, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 3, 1899, signed.

February 4, 1899, approved.

By Mr. Capps—

H. 687. To establish a new charter for the town of Abbeville.

January 25, 1899, read first time, referred to Committee on Corporations.

January 27, 1899, reported favorably, read second time.

January 31, 1899, read third time and passed.

February 1, 1899, signed.

February 4, 1899, approved.

By Mr. Heflin, of Chambers—

H. 690. To amend sections 4 and 31 of an act entitled "An Act to incorporate the town of Goodwater, in Coosa county, Alabama," approved December 18th, 1894, and to increase the jurisdiction of the mayor and aldermen of said town.

February 16, 1899, read first time, referred to Committee on Municipal and County Organizations.

February 18, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 21, 1899, signed.

February 22, approved.

By Mr. Gibson—

H. 691. To establish a Reformatory and Industrial School under the name and style of the Alabama Industrial School, to provide for its government; to prescribe what children shall be admitted thereto, and further to provide that certain children shall be sent to, and kept therein; and to provide mode of ascer-

taining whether any given child should be committed thereto.

February 16, 1899, read first time, referred to Committee on Education.

February 20, 1899, reported adversely.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Kelley—

H. 692. For the preservation of deer, turkeys and part-ridges in the county of Choctaw.

February 1, 1899, read first time, referred to Committee on Local Legislation.

February 2, 1899, reported favorably, read second time.

February 3, 1899, read third time and passed.

February 7, 1899, signed.

February 15, 1899, approved.

By Mr. Wallace—

H. 693. To protect fish in the Tennessee river in Alabama and its Alabama tributaries.

January 30, 1899, read first time, referred to Committee on Judiciary.

February 2, 1899, reported favorably, read second time.

February 3, 1899, read third time and passed.

February 7, 1899, signed.

February 15, 1899, approved.

By Mr. Flewellen—

H. 694. To constitute the corporate limits of the town of Union Springs in Bullock county as they now are, or may hereafter exist, a public school district separate and apart from the

remaining school districts of Bullock county to be known as the Union Springs Public School District and to provide for the management, support and maintenance of the public schools therein.

January 31, 1899, read first time, referred to Committee on Education.

February 1, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 3, 1899, signed.

February 4, 1899, approved.

By Mr. Thigpen—

H. 695. To authorize and require the court of county commissioners of Crenshaw county, to provide an office for the county solicitor in the court house of said county and to prohibit the occupancy of any part of said court house by any person other than the county officers, their clerks, deputies and employees.

February 7, 1899, read first time, referred to Committee on Local Legislation.

February 9, 1899, reported favorably, read second time.

February 18, 1899, as amended, read third time and passed.

February 20, 1899, House concurs Senate amendment.

February 20, 1899, signed.

By Mr. Bruner—

H. 697. To regulate the fees of bonded constables in the counties of Conecuh, Butler, Pike, Henry and Russell, Alabama.

February 1, 1899, read first time, referred to Committee on Finance and Taxation.

February 4, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

By Mr. Tate—

H. 698. To prohibit and punish persons dealing in City Orders of the city of Girard, Alabama.

January 30, 1899, read first time, referred to Committee on Judiciary.

February 1, 1899, reported favorably, read second time.

By Mr. Bulger, with notice and proof—

H. 701. To relieve Kate Heard, wife of W. H. Heard, of Tallapoosa county, Alabama, of the disabilities of non-age.

February 4, 1899, read first time, referred to Committee on Revision of Laws.

February 6, 1899, reported favorably, read second time.

February 7, 1899, read third time and passed.

February 8, 1899, signed.

February 17, 1899, approved.

By Mr. Bibb—

H. 704. To fix the compensation of watchmen at the capitol.

February 10, 1899, read first time, referred to Committee on Finance and Taxation.

February 16, 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Lacey—

H. 710. To amend an act to provide a charter for the town of Carbon Hill, Alabama, approved

February 14th, 1891. Acts 1890-91, page 640.

February 9, 1899, read first time, referred to Committee on Local Legislation.

February 10, 1899, reported favorably, read second time.

February 10, 1899, read third time and passed.

February 16, 1899, signed.

February 17, 1899, approved.

By Mr. Jones, of Lee—

H. 714. To repeal an act to incorporate the Phenix City Railway Company, define its rights, privileges, power and franchises, approved December 19th, 1894.

February 2, 1899, read first time, referred to Committee on Commerce and Common Carriers.

February 6, 1899, reported favorably, read second time.

February 7, 1899, read third time and passed.

February 8, 1899, signed.

February 17, 1899, approved.

By Mr. Arrington—

H. 716. To better preserve the life of human beings.

February 4, 1899, read first time, referred to Committee on Judiciary.

February 16, 1899, reported favorably, read second time.

By Mr. Sloan—

H. 717. For the preservation of the game in Blount county.

February 16, 1899, read first time, referred to Committee on Revision of Laws.

February 18, 1899, reported favorably, read second time.

By Mr. Tunstall—

H. 718. To authorize and empower the town of Greensboro, to condemn by exercising the right of eminent domain any real estate within the corporate limits of said town for cemetery purposes.

February 17, 1899, read first time, referred to Committee on Corporations.

February 18, 1899, reported favorably, read second time.

Also—

H. 719. To amend sections one and two of an act entitled an act to amend an act to incorporate the Southern University at Greensborough, in the county of Greene and for other purposes, passed January 25th, 1856.

January 25, 1899, read first time, referred to Committee on Local Legislation.

January 26, 1899, reported favorably, read second time, calendared.

January 27, 1899, read third time and passed.

January 28, 1899, signed.

February 4, 1899, approved.

By M. Doster—

H. 723. To repeal an act entitled an act to establish, open, improve, work and keep in good condition, the public roads in Autauga county.

January 31, 1899, read first time, referred to Committee on Local Legislation.

February 1, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 3, 1899, signed.

February 4, 1899, approved.

Also—

H. 724. To authorize the board of revenue or commis-

sioners' court of Autauga county, Alabama, to expend a part of the revenues and all surplus revenues of said county for the improvement and betterment of the public roads of said county.

January 31, 1899, read first time, referred to Committee on Local Legislation.

February 1, 1899, reported favorably, read second time.

February 2 1899, read third time and passed.

February 3, 1899, signed.

February 4, 1899, approved.

Also—

H. 725. To exempt from public road duty the members of the Fire Company and the Hook and Ladder Company of Prattville, Alabama.

February 9, 1899, read first time, referred to Committee on Local Legislation.

February 10, 1899, reported favorably, read second time.

February 16, 1899, read third time and passed.

February 17, 1899, signed.

February 21, 1899, approved.

By Mr. Patterson—

H. 728. To exclude and take from the Louisville and Mt. Zion School District of Barbour county, section nineteen (19) and the south half of section eighteen (18) and the south half of section seventeen (17) township nine (9), range twenty-five (25).

February 7, 1899, read first time, referred to Committee on Education.

February 15, 1899, reported favorably, read second time.

February 16, 1899, read third time and passed.

February 17, 1899, signed.
February 21, 1899, approved.

Also—

- H. 729. To establish a separate school district in Barbour county, Alabama, to be known as the Lindsey School District.

February 6, 1899, read first time, referred to Committee on Education.

February 8, 1899, reported favorably, read second time.

February 9, 1899, read third time and passed.

February 10, 1899, signed.

February 17, 1899, approved.

By Mr. Lee—

- H. 730. To amend section 3 of an act entitled an act to establish a new charter for the town of Clayton in Barbour county, Alabama, approved February 18th, 1897.

January 31, 1899, read first time, referred to Committee on Corporations.

February 2, 1899, reported favorably, read second time.

February 3, 1899, read third time and passed.

February 7, 1899, signed.

February 15, 1899, approved.

By Mr. Flewellen, with notice of proof—

- H. 731. To authorize and empower the probate court of Bullock county to appoint a guardian for the person and property of John P. West, a citizen of Bullock county, but now an inmate of the Alabama Bryce Insane Hospital.

January 31 1899, read first time, referred to Committee on Judiciary.

February 2 1899, reported favorably, read second time.

February 3, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

By Mr. Jones of Bullock—

H. 732. To amend section 6 of an act entitled an act for the protection of land and plantations from depredations by stock in Bullock county, approved December 8, 1880, approved February 11th, 1883, approved February 13th, 1897.

February 7, 1899, read first time, referred to Committee on Agriculture.

February 10, 1899, reported favorably, amended, read second time.

February 15, 1899, amendment adopted, read third time and passed.

February 17, 1899, House concurs Senate amendment.

February 17, 1899, signed.

February 21, 1899, approved.

By J. E. Cheatham, with notice and proof—

H. 733. To relieve Nora Bennett, of Butler county, of the disabilities of non-age.

January 31, 1899, read first time, referred to Committee on Judiciary.

February 2, 1899, reported favorably, read second time.

February 7, 1899, read third time and passed.

February 8, 1899, signed.

February 17 1899, approved.

By Mr. Cheatham—

H. 734. To authorize the mayor and councilmen of the town of Georgiana, Alabama, to issue bonds and negotiate a loan for the purpose of liquidating the indebtedness of the said town.

February 2, 1899, read first time, referred to Committee on Finance and Taxation.

February 4, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 7, 1899, signed.

February 17, 1899, approved.

By Mr. Garner—

H. 740. For the relief of L. M. Edwards, ex-county superintendent of education for Dale county, Alabama.

February 7, 1899, read first time, referred to Committee on Local Legislation.

February 8, 1899, recommitted to Committee on Finance and Taxation.

By Mr. Smith, of Escambia—

H. 742. To amend an act entitled an act to provide for the better support of the public schools of Escambia county, Alabama, and for levying a special tax within constitutional limits to sustain them, approved December 9th, 1896.

February 18, 1899, read first time, referred to Committee on Education.

February 21, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Forrester, by request—

H. 746. To prohibit the manufacturing of vinous, spirituous or malt liquors, or to sell, give away or otherwise dispose of vinous, spirituous or malt liquors or other intoxicating beverages within six miles of Union Hill Baptist Church, in Beat 17, in Henry county.

February 10, 1899, read first time, referred to Committee on Temperance.

February 11, 1899, reported favorably, read second time.

February 20, 1899, read third time and passed.

February 21 1899, signed.

February 21, 1899, approved.

By Mr. Davidson—

H. 747. To incorporate the town of Warrior, Jefferson county, Alabama.

February 3, 1899, read first time, referred to Committee on Corporations.

February 4, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 7, 1899, signed.

February 17, 1899, approved.

By Mr. Davidson—

H. 748. To incorporate the town of Graysville, Jefferson county, Alabama.

February 3, 1899, read first time, referred to Committee on Corporations.

February 15, 1899 reported favorably, read second time.

February 23, 1899, read third time and passed as amended.

February 23, 1899, House concurs.

February 23, 1899, signed, approved.

By Mr. Burkhalter

H. 751. To repeal section 978 of the Code of Alabama of 1896, so far as the same applies to Beats 21 and 37 of Jefferson county.

February 18, 1899, read first time, referred to Committee on Local Legislation.

February 21, 1899, reported favorably, read second time.

Also—

- H. 752. To amend sub-division 3 of Section 2663 of the Code of Alabama, so far as the same applies to Beats 21 and 37 of Jefferson county.

February 18, 1899, read first time, referred to Committee on Local Legislation.

February 21, 1899, reported favorably, read second time.

By Mr. Seay—

- H. 760. To provide and establish a stock law for Lamar and Fayette counties.

February 3, 1899, read first time, referred to Committee on Local Legislation.

February 4, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

By Mr. Pettus—

- H. 761. Memorializing the federal congress to propose an amendment to the constitution.

February 16, 1899, read first time, referred to Committee on Rules.

February 11, 1899, reported favorably, Senate concurs.

Also—

- H. 762. To prohibit the manufacture, sale or giving away of spirituous, vinous or malt liquors within three miles of Pleasant Point Public School house situated in Union District, Limestone county.

February 2, 1899, read first time, referred to Committee on Temperance.

February 3, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 7, 1899, signed.

February 17, 1899, approved.

Also—

H. 763. To better provide for the establishment and working of the public roads in Limestone county, Alabama.

January 30, 1899, read first time, referred to Committee on Commerce and Common Carriers.

February 2, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 7, 1899, signed.

February 8 1899, approved.

By Mr. Wallace—

H. 769. To authorize the Secretary of State to dispose of certain books in his possession.

January 31, 1899, read first time, referred to Committee on Judiciary.

February 2, 1899, reported favorably, read second time.

February 4, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

Also—

H. 770. To dispose of a certain number of copies of the Code of Alabama of 1896, at two and a half dollars a copy.

January 31, 1899, read first time, referred to Committee on Judiciary.

February 2, 1899, reported favorably, read second time.

February 4, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

Also—

H. 772. To authorize and empower the Merrimack Manufacturing Company, a corporation of the State of Massachusetts to own, build, construct, purchase and operate cotton mills and other manufactories in Madison county in this State; to confer upon it other powers enumerated in this act; and to exempt its mills and factories so erected from taxation for ten years.

February 10, 1899, read first time, referred to Committee on Local Legislation.

February 11, 1899, reported favorably, read second time.

February 15, 1899, read third time and passed.

February 16, 1899, signed.

February 21, 1899, approved.

By Mr. Jarrett—

H. 773. To incorporate Douglass High School in Marshall County.

February 10, 1899, read first time, referred to Committee on Education.

February 16, 1899, reported favorably, read second time.

By Mr. Delchamps—

H. 776. To incorporate the Mobile Railway Terminal Company.

February 3 1899, read first time, referred to Committee on Corporations.

February 8, 1899, reported favorably, read second time.

February 9, 1899, read third time and passed.

February 10, 1899, signed.

February 17, 1899, approved.

By Mr. Lavretta. with notice and proof—

H. 777. To validate the grants, rights, privileges and

franchises granted to railroads by the city of Mobile and its predecessors.

February 2, 1899, read first time, referred to Committee on Municipal and County Organizations.

February 2, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

By Mr. Davis—

H. 784. To declare the wife, a competent witness for her husband and the husband, a competent witness for his wife in criminal cases.

February 10, 1899, read first time, referred to Committee on Judiciary.

February 16, 1899, reported favorably, read second time.

Also—

H. 788. To establish and maintain a uniform series of text books to be taught in the public schools of Marion county, Alabama, and provide for a board to select the same.

January 30, 1899, read first time, referred to Committee on Education.

February 2, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

Also—

H. 789. To confer chancery jurisdiction on the circuit court of Marion county.

February 10, 1899, read first time, referred to Committee on Judiciary.

Also—

H. 790. To allow the presiding judge of the circuit court of the county of Marion, to order the jury box in said county to be refilled, when in his opinion, the box has become illegal or irregular.

February 6, 1899, read first time, referred to Committee on Penitentiary.

February 7, 1899, reported favorably, read second time.

February 9, 1899, read third time and passed.

February 10, 1899, signed.

February 17, 1899, approved.

By Mr. Hurt—

H. 791. To amend Section two of an Act entitled "An Act" to incorporate Peaceburg Camp Ground in Calhoun county, and Texas Camp Ground in Macon county; and to authorize and empower the trustees, cabin owners and tent holders to pass and enforce rules and regulations to maintain and preserve good order within one mile respectively of said camp grounds, and to control its management.

February 2, 1899, read first time, referred to Committee on Corporations.

February 3, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

Also—

H. 792. For the relief of John H. Oswalt, of Macon county, Alabama.

February 8, 1899, read first time, referred to Committee on Finance and Taxation.

By Mr. McCain—

H. 793. To prevent stock from running at large in parts of Sections 31 and 34, of Calhoun county, Township 15, Range 6.

February 7, 1899, read first time, referred to Committee on Agriculture.

February 10, 1899, reported favorably, read second time.

By Mr. Kyle—

H. 794. To authorize the town of New Decatur to issue bonds in a sum not exceeding fifteen thousand dollars for the purpose of building a market house.

January 30, 1899, read first time, referred to Committee on Finance and Taxation.

February 1, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed

February 3, 1899, signed.

February 4, 1899, approved.

Also, by request—

H. 795. To amend an act entitled an act to regulate the issuance of license to sell vinous, spirituous, or malt liquors in Morgan county, approved February 3, 1883.

February 1, 1899, read first time, referred to Committee on Finance and Taxation.

February 4, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

Also—

H. 796. To establish a new charter for the town of Hartselle in Morgan county.

January 30, 1899, read first time, referred

to Committee on Municipal and County Organizations.

February 9, 1899, reported favorably, read second time.

February 15, 1899, read third time and passed.

February 17, 1899, signed.

February 21, 1899, approved.

Also—

H. 797. To regulate the fees of constables in Morgan county in criminal cases.

January 30, 1899, read first time, referred to Committee on Judiciary.

February 1, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 3, 1899, signed.

February 4, 1899, approved.

Also—

H. 799. To amend Sections, (1539), (2705), (2954), (2605), (2204), of the Code of Alabama.

February 2, 1899, read first time, referred to Committee on Revision of Laws.

February 9, 1899, reported favorably, read second time.

February 16, 1899, read third time and passed.

February 17, 1899, signed.

February 21, 1899, approved.

By Mr. Screws—

H. 800. To amend an Act entitled an Act to require the salary for the solicitor for the county of Montgomery, and his deputy to be paid by said county; and to dispose of the fees earned by said solicitor and his deputy, approved February 10, 1899.

January 28, 1899, read first time, referred to Committee on Local Legislation.

January 30, 1899, reported favorably, read second time.

January 31, 1899, read third time and passed.

February 1, 1899, signed.

February 4, 1899, approved.

Also—

H. 803. To regulate the giving of physician's certificates to defendants and witnesses in criminal cases, to prescribe the contents of such certificates, to require such certificates to be sworn to and to provide a penalty for failure to comply with the requirements of this Act.

February 18, 1899, read first time, referred to Committee on Judiciary.

February 21, 1899, reported favorably, read second time.

By Mr. Hood, with notice and proof.

H. 806. To refund to Robert McKee certain moneys paid by him into the State treasury.

February 3, 1899, read first time, referred to Committee on Judiciary.

February 10, 1899, reported favorably, read second time.

February 15, 1899, special order, February 16, 12 M.

February 16, 1899, read third time and passed.

February 17, 1899, signed.

By Mr. Bibb—

H. 813. To incorporate Starke's Classical and Scientific school at Montgomery, Montgomery county, Alabama.

February 10, 1899, read first time, referred to Committee on Corporations.

February 15, 1899, reported favorably,
read second time.

February 16, 1899, read third time and
passed.

February 18, 1899, signed.

By Mr. Hardie, by request—

H. 814. To amend an act, approved 22d day of Feb.,
1887, making Township 17, Range 6, East,
Perry county, Alabama a school district.

February 2, 1899, read first time, referred
to Committee on Education.

February 6, 1899, reported favorably,
read second time.

February 9, 1899, read third time and
passed.

February 10, 1899, signed.

February 17, 1899, approved.

By Mr. George—

H. 815. To authorize the Court of County Com-
missioners, of Perry county, to issue bonds of
the said county to an amount not exceeding
six thousand dollars, for the purpose of
building an iron bridge over the Cahaba
river.

January 31, 1899, read first time, referred
to Committee on Finance and Taxation.

February 4, 1899, reported favorably,
read second time.

February 21, 1899, read third time and
passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Hubbard—

H. 816. To provide the mode of giving bail in misde-
meanors.

February 10, 1899, read first time, referred
to Committee on Judiciary.

Also—

- H. 817. To prescribe and regulate the trial of misdemeanors.

February 10, 1899, read first time, referred to Committee on Revision of Laws.

February 15, 1899, reported favorably, read second time.

February 20, 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. McGuire, notice and proof—

- H. 824. For the relief of White, Woodruff and Fowler, of the county of Montgomery, Alabama.

February 9, 1899, read first time, referred to Committee on Finance and Taxation.

February 17, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Tate, with notice and proof—

- H. 825. For the relief of Ben Ferrell, ex-sheriff of Russell county, against the State.

January 30, 1899, read first time, referred to Committee on Finance and Taxation.

By Mr. Arrington—

- H. 826. To amend Section 5052 of the Criminal Code of Alabama.

February 11, 1899, read first time, referred to Committee on Revision of Laws.

February 17, 1899, reported favorably, read second time.

February 20, 1899, read third time and passed.

February 21, 1899, signed.

By Mr. Dameron—

H. 827. To incorporate the Highland City Mills.

January 30, 1899, read first time, referred to Committee on Corporation.

February 1, 1899, reported favorably, read second time.

February 2, 1899, read third time and passed.

February 3, 1899, signed.

February 4, 1899, approved.

By Mr. Dameron, with notice and proof.

H. 828. To relieve Sterling R. Coleman, Jot. Elston Remson, J. Hugh Conley and Bessie Conley, of Talladega county, Alabama, minors of the disabilities of non-age.

January 31, 1899, read first time, referred to Committee on Judiciary.

February 2, 1899, reported favorably, read second time.

February 4 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

Also—

H. 829. To provide for the payment of certain moneys deducted from the salary of B. F. Wilson, former solicitor of the Seventh Judicial Circuit, on account of his absence from St. Clair Circuit Court at the spring term 1898, thereof.

February 17, 1899, read first time, referred to Committee on Finance and Taxation.

February 21, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Bulger—

- H. 831. To prohibit the sale or giving away of alcoholic, spirituous, vinous or malt liquors within one and half miles of Bethel Church, Beat 7, Tallapoosa county; and to provide a penalty therefor.

February 17, 1899, read first time, referred to Committee on Temperance.

February 18, 1899, reported favorably, read second time.

Also—

- H. 832. To authorize the manufacture of alcoholic liquors in Township 20 of Range 23 in Tallapoosa county.

February 10, 1899, read first time, referred to Committee on Temperance.

Also—

- H. 833. To provide for the relief of C. L. Porter, Tax Collector of Tallapoosa county.

February 16, 1899, read first time, referred to Committee on Finance and Taxation.

Also—

- H. 836. To provide for the payment of fines and forfeitures in Tallapoosa county.

February 9, 1899, read third time, referred to Committee on Penitentiary.

February 10, 1899, reported favorably, read second time.

February 15, 1899, read third time and passed.

February 16, 1899, signed.

February 17, 1899, approved.

By Mr. Brandon, with notice and proof—

- H. 837. To relieve Mary F. Maxwell of the disabilities of non-age.

January 30, 1899, read first time, referred to Committee on Privileges and Elections.

February 3, 1899, reported favorably,
read second time.

February 4, 1899, read third time and
passed.

February 7, 1899, signed.

February 8, 1899, approved.

Also—

H. 838. To authorize the Courts of County Commissioners of Tuskaloosa county to levy and collect annually a special tax for the erection of necessary public buildings and bridges, and to provide how said money shall be kept and expended.

February 10, 1899, read first time, referred to Committee on Banking and Insurance.

February 15, 1899, reported favorably,
read second time.

February 18, 1899, read third time and
passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Brown—

H. 840. To further provide for repairing and keeping up the macadamized or pike roads and the public highways in the county of Colbert, and to provide additional funds therefor; and to amend an act entitled "An Act" to regulate the working and keeping in repair the public roads in Colbert county, and to create the office of Public Road Supervisor for said county and prescribe his duties and powers, and to correct the direction of building a macadamized road from Leighton, approved February 18th, 1897.

January 28, 1899, read first time, referred to Committee on Commerce and Common Carriers.

January 30, 1899, reported favorably,
read second time.

January 31, 1899, read third time and passed.

February 1, 1899, signed.

February 4, 1899, approved.

Also—

- H. 842. To establish a separate school district, to be known as "The Bethel School District", composed of a portion of Colbert, Lawrence and Franklin counties, Alabama.

February 3, 1899, read first time, referred to Committee on Education.

February 6, 1899, reported favorably, read second time.

February 7, 1899, read third time and passed.

February 8, 1899, signed.

February 9, 1899, Senate concurs House Joint Resolution, recalled from Governor.

February 17, 1899, approved.

Also—

- H. 843. To establish a separate school district, to be known as the Spring Valley School District in Colbert county.

February 2, 1899, read first time, referred to Committee on Education.

February 6, 1899, reported favorably, read second time.

February 8, 1899, read third time and passed.

February 9, 1899, signed.

February 17, 1899, approved.

Also—

- H. 844. To make South Florence Beat in the county of Colbert a part of Sheffield Beat of said county, and to provide for the retention of their offices during the present term of the Beat officers of said South Florence Beat.

February 3, 1899, read first time, referred to Committee on Municipal and County Organizations.

February 6, 1899, reported favorably, read second time.

February 20, 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

Also—

- H. 845. To authorize the city of Sheffield, Alabama to issue bonds of said city to an amount not exceeding one hundred and twenty-five thousand dollars for the purpose of paying or funding the bonded indebtedness of said city, and completing the public school buildings and city hall of said city.

February 7, 1899, read first time, referred to Committee on Finance and Taxation.

February 9, 1899, reported favorably, read second time.

February 15, 1899, amendment adopted, read third time and passed.

February 17, 1899, House concurs Senate amendment.

February 17, signed.

February 21, 1899, approved.

Also—

- H. 846. To authorize the city of Sheffield, Alabama, to grant exemption from municipal taxes to manufacturing establishments operating in said city.

February 7, 1899, read first time, referred to Committee on Finance and Taxation.

February 9, 1899, reported favorably, read second time.

February 10, 1899, read third time and passed.

February 15, 1899, signed.

February 17, 1899, approved.

By Mr. Vaughn—

H. 852. To provide for the condemnation of land, not to exceed twenty acres in area, to be used for the purpose of establishing pest houses for contagious diseases in Dallas county, Alabama.

February 21, 1899, read first time, referred to Committee on Local Legislation.

By Mr. Brandon—

H. 856. To make appropriations for the ordinary expenses for the executive, legislative and judicial departments of the State for the interest on the public debt and for public schools.

February 9, 1899, read first time, referred to Committee on Finance and Taxation.

February 17, 1899, reported favorably, read second time.

February 20, 1899, standing order, February 21, after consideration.

February 21, 1899, read third time and passed as amended.

February 23, 1899, House concurs Senate amendment.

February 23, 1899, Senate recalls, House returns to Senate; Senate amends, read third time and passed, House concurs.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Doster, with notice and proof—

H. 857. To relieve Clara V. Marbury of the disabilities of non-age.

February 7, 1899, read first time, referred to Committee on Local Legislation.

February 8, 1899, reported favorably, read second time.

February 20, 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

Also—

H. 858. For the relief of the estate of Josiah Marbury, deceased, to allow a final settlement of same and to change the name of any proceeding concerning the said estate from Autauga county, Alabama to Montgomery county, Alabama.

February 7, 1899, read first time, referred to Committee on Judiciary.

February 9, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. McCain, with notice and proof—

H. 861. To change the names of Ed. L. Ford and Emma L. Ford, husband and wife, to Ed. L. Woodruff and Emma L. Woodruff.

February 3, 1899, read first time, referred to Committee on Privileges and Elections.

February 4, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

By Mr. Heflin of Chambers—

H. 863. To better provide for the working and maintenance of the public roads in Chambers, Lamar, Lawrence, Lowndes, Clay and Cleburne counties.

February 10, 1899, read first time, referred

to Committee on Commerce and Common Carriers.

February 15, 1899, reported favorably, read second time.

February 16, 1899, read third time and passed.

February 17, 1899, signed.

February 21, 1899, approved.

Also—

H. 865. To authorize the intendant and councilmen of the town of LaFayette to issue bonds of the said town, for an amount not exceeding twenty thousand dollars, for the purpose of putting in a system of water works and electric lights in said town.

January 31, 1899, read first time, referred to Committee on Finance and Taxation.

February 4, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

By Mr. Hefn, of Chambers—

H. 866. To amend sections six, ten, thirteen, fourteen, fifteen and seventeen of an act entitled, "An Act to establish a new charter for the town of LaFayette, in the county of Chambers," approved February 26, 1881.

February 16, 1899, read first time, referred to Committee on Corporations.

February 20, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

Also—

H. 867. To incorporate the White People's Missionary Baptist Church in LaFayette, Alabama.

February 9, 1899, read first time, referred to Committee on Corporations.

February 11, 1899, reported favorably, read second time.

February 15, 1899, read third time and passed.

February 16, 1899, signed.

February 17, 1899, approved.

Also—

H. 868. To provide for the recording of judgments obtained before justices of the peace and notaries public having jurisdiction of a justice of the peace in Chambers and Tallapoosa counties in this State.

February 10, 1899, read first time, referred to Committee on Local Legislation.

February 11, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

Also—

H. 869. To establish a separate school district at Langdale in Chambers county in this State.

February 10, 1899, read first time, referred to Committee on Education.

February 16, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed as amended.

February 23, 1899, House concurs.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Stodghill—

H. 870. To establish a separate school district in Chambers county.

February 7, 1899, read first time, referred to Committee on Education.

February 16, 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Cornelius—

H. 871. To incorporate Taff High School in Cherokee county.

February 18, 1899, read first time, referred to Committee on Education.

February 20, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

Also—

H. 872. To provide for the registration and lien of judgment for the payment of money in the courts of justice of the peace and notary public with powers of justice of the peace in Cherokee, Shelby, Blount, Cleburne and Clay counties, Alabama.

January 31, 1899, read first time, referred to Committee on Judiciary.

February 2, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed, approved.

Also—

H. 873. To establish a separate school district in Cher-

okee county to be called Moshat School District.

February 16, 1899, read first time, referred to Committee on Education.

February 21, 1899, reported favorably, read second time.

By Mr. Kelley—

H. 875. To amend section 2389 of the Code of 1896.

February 4, 1899, read first time, referred to Committee on Judiciary.

February 16, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Long, notice and proof—

H. 876. For the relief of M. H. Robinson, executor of the estate of C. F. McCorquodale, deceased, a resident of Clarke county, Alabama.

February 7, 1899, read first time, referred to Committee on Finance and Taxation.

February 9, 1899, reported favorably, read second time.

February 16, 1899, read third time and passed.

February 17, 1899, signed.

By Mr. Mathews—

H. 877. To amend an act to establish a separate school district to be known as the Whatley School District of Clarke county, Alabama, approved February 18th, 1897.

February 10, 1899, read first time, referred to Committee on Education.

February 16, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Edwards—

H. 878. To establish a separate school district to be known as Elba District, in Coffee county.

February 18, 1899, read first time, referred to Committee on Education.

February 20, 1899, reported favorably, read second time.

By Mr. Byars, by request—

H. 882. To create a separate school district in Franklin county, Alabama, and to define the boundaries thereof.

February 9, 1899, read first time, referred to Committee on Education.

February 16, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

Also—

H. 883. To incorporate the Russellville High School in Franklin county, Alabama.

February 9, 1899, read first time, referred to Committee on Education.

February 10, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

Also—

H. 884. Regulating constables' fees in Franklin county.

February 18, 1899, read first time, referred to Committee on Judiciary.

February 21, 1899, reported favorably,
read second time.

By Mr. Box—

H. 885. To make each Beat (or Precinct) in Geneva county, Alabama, a school district.

February 9, 1899, read first time, referred to Committee on Education.

February 16, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Moody—

H. 886. To amend section 4289 of the Code of Alabama

February 18, 1899, read first time, referred to Committee on Judiciary.

February 20, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

Also—

H. 887. To create a separate school district in Jackson county, Alabama, to be known as Section School District, and to define its boundaries and to provide for the maintenance of the same.

February 9, 1899, read first time, referred to Committee on Education.

February 15, 1899, reported favorably, read second time.

February 16, 1899, read third time and passed.

February 17, 1899, signed.

February 21, 1899, approved.

By Mr. Burkhalter—

H. 889. To incorporate the Jackson Club.

February 10, 1899, read first time, referred to Committee on Corporations.

February 15, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

By Mr. Tunstall, with notice and proof—

H. 890. To relieve Levi Wesley Smith and Mary Smith of Hale county, of the disabilities of non-age.

February 3, 1899, read first time, referred to Committee on Judiciary.

February 4, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Davidson—

H. 895. To prescribe the time when final decrees in the chancery court of Jefferson county shall pass beyond the power of the court.

February 10, 1899, read first time, referred to Committee on Judiciary.

February 16, 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Wallace—

H. 898. To procure for the children of Madison county more efficient public instruction.

February 3, 1899, read first time, referred to Committee on Education.

February 6, 1899, reported favorably,
read second time.

February 9, 1899, read third time and
amended, passed.

February 11, 1899, House concurs.

February 15, 1899, signed.

February 17, 1899, approved.

Also—

H. 899. To regulate the payment of witnesses in criminal cases in Madison county, Alabama.

February 11, 1899, read first time, referred to Committee on Revision of Laws.

February 20, 1899, reported favorably,
read second time.

February 21, 1899, read third time and
passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Poole—

H. 901. To amend an act entitled an act for the preservation of game animals and birds in the counties of St. Clair, Lauderdale, Colbert, Marengo, Jefferson, Pike and Covington, approved February 27, 1889, so far as the same applies to Marengo county.

February 2, 1899, read first time, referred to Committee on Finance and Taxation.

February 8, 1899, reported favorably,
with amendment, read second time.

February 23, 1899, amendment tabled,
read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

Also—

H. 902. To prevent stock from running at large in certain parts of Marengo county, in to wit, Faunsdale Ppecinct.

February 11, 1899, read first time, referred to Committee on Agriculture.

February 15, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Davis, by request—

H. 904. To incorporate the Guin High School at Guin, in Marion county, Alabama.

February 10, 1899, read first time, referred to Committee on Education.

February 16, 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Jarrett—

H. 906. To prohibit the sale, giving away, or disposing of any spirituous, vinous or malt liquors, or intoxicating bitters, beverages or drinks, or fruits preserved in alcohol or alcoholic liquors, within one mile of the Methodist Episcopal Church, South, near Henryville, Marshall county, Alabama.

February 11, 1899, read first time, referred to Committee on Temperance.

February 15, 1899, reported favorably, read second time.

By Mr. Delchamps—

H. 907. To regulate the service and execution of process issued by justices of the peace and notaries public with ex-officio powers of justices of the peace in Mobile county, Alabama.

February 10, 1899, read first time, referred to Committee on Judiciary.

By Mr. Green—

H. 910. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors in Beat No. 9, Morgan county, Alabama.

February 3, 1899, read first time, referred to Committee on Corporations.

February 4, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

By Mr. Screws, with notice and proof—

H. 912. To relieve J. F. Joseph and C. W. Joseph from the payment of a license in Montgomery county, Alabama.

February 3, 1899, read first time, referred to Committee on Finance and Taxation.

February 18, 1899, reported adversely, read second time.

February 20, 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Hardie—

H. 914. To relieve William P. Munden, Jr., of Perry county, Alabama, a minor twenty years of age, of the disabilities of non-age.

February 10, 1899, read first time, referred to Committee on Privileges and Elections.

February 21, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Address—

H. 917. To prescribe the duty of the tax collector in collecting taxes in Pike county, and to repeal sections 4003, 4004, 4005 and 4007 of the Code as to Pike county.

February 3, 1899, read first time, referred to Committee on Revision of Laws.

February 6, 1899, reported favorably, read second time.

February 9, 1899, read third time and passed, amended.

February 11, 1899, House concurs.

February 15, 1899, signed.

February 17, 1899, approved.

By Mr. Sturdivant—

H. 918. To authorize the court of county commissioners of Shelby county, to establish a depository for the public school funds of said county.

February 9, 1899, read first time, referred to Committee on Local Legislation.

February 10, 1899, reported favorably, read second time.

February 15, 1899, read third time and passed.

February 17, 1899, signed.

February 17, 1899, approved.

By Mr. Brandon—

H. 919. To amend an act entitled an act to incorporate the town of North Port in so far as the same relates to the time of holding the elections in and for said town.

February 3, 1899, read first time, referred to Committee on Corporations.

February 4, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

By Mr. Foster—

H. 922. To declare John G. Reynolds, a liner between the counties of Tuscaloosa and Greene, a citizen of Tuscaloosa county.

February 8, 1899, read first time, referred to Committee on Banking and Insurance.

February 10, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed, approved.

Also—

H. 923. To remove the disabilities of non-age of William J. Pearson, a minor under the age of eighteen years.

February 2, 1899, read first time, referred to Committee on Privileges and Elections.

February 10, 1899, reported favorably, read second time.

February 23, 1899, read third time, passed, signed and approved.

Also—

H. 924. To define the duties of the tax assessor for Tuscaloosa county as to the description of lands required to be entered on tax book.

February 3, 1899, read first time, referred to Committee on Finance and Taxation.

February 7, 1899, reported favorably, read second time.

February 9, 1899, read third time and passed.

February 10, 1899, signed.

February 17, 1899, approved.

Also—

H. 925. To pay from the "Road Fund" those who paid by working on the public roads the tax provided in section 3 of an act "For the improvement of roads and bridges in Tuscaloosa county," approved February 18th, 1897.

February 9, 1899, read first time, referred to Committee on Banking and Insurance.

February 18, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed, approved.

Also—

H. 926. To relieve Mat Clinton of the payment of fine and costs in case of State vs. George Banks, convicted in Tuscaloosa county Law and Equity court.

February 3, 1899, read first time, referred to Committee on Penitentiary.

February 9, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Jones, of Wilcox—

H. 927. To establish Allentown Public School District, in Wilcox county.

January 30, 1899, read first time, referred to Committee on Education.

February 16, 1899, reported favorably, read second time, amended.

February 18, 1899, read third time as amended, passed.

February 20, 1899, House non-concurs Senate amendment, committee of conference.

By Mr. Bibb—

H. 928. For the preservation of game in Montgomery county.

February 3, 1899, read first time, referred to Committee on Corporations.

February 15, 1899, reported favorably, read second time, amended.

February 16, 1899, House concurs Senate amendment.

February 16, 1899, read third time and passed.

February 18, 1899, signed.

February 21, 1899, approved.

By Mr. Cheatham, by request—

H. 929. To regulate and fix the times and places for assessing and collecting the taxes of Butler county.

February 10, 1899, read first time, referred to Committee on Finance and Taxation.

February 11, 1899, reported favorably, read second time.

February 20, 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Mitchell—

H. 931. To exempt from state and county taxation the grounds and buildings at Baily Springs, Alabama.

February 3, 1899, read first time, referred to Committee on Finance and Taxation.

February 8, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed, approved.

Also—

H. 932. To amend section 1923 of the Code of Alabama

February 18, 1899, read first time, referred to Committee on Judiciary.

February 20, 1899, reported favorably, read second time.

Also—

H. 933. To amend section 1920 of the Code, so as to require judges of probate to make and keep direct and reverse indexes of all judgments and decrees filed for record in their offices.

February 18, 1899, read first time, referred to Committee on Judiciary.

February 20, 1899, reported favorably, read second time.

Also—

H. 935. To amend the revenue laws of the State of Alabama.

February 6, 1899, read first time, referred to Committee on Finance and Taxation.

February 21, 1899, reported favorably, read second time.

February 23, 1899, amended, read third time and passed. House non-concurs, committee of conference, Senate concurs in conference report.

February 23, 1899, House adopted report of committee conference.

February 23, 1899, signed, approved.

By Mr. Tunstall—

H. 936. To amend an act entitled "An Act to provide for the permanent location of the county site of Calhoun county by a vote of the qualified electors of said county," approved November 30th, 1898.

January 28, 1899, read first time, referred to Committee on Local Legislation.

January 30, 1899, reported favorably, read second time.

January 31, 1899, read third time and passed.

February 1, 1899, signed.

February 4, 1899, approved.

By Mr. Porter—

H. 937. To relieve Jannie May Gamble, of Coosa county, of the disabilities of non-age.

February 4, 1899, read first time, referred to Committee on Revision of Laws.

February 6, 1899, reported favorably, read second time.

February 7, 1899, read third time and passed.

February 8, 1899, signed.

February 17, 1899, approved.

By Mr. Green—

H. 941. To ratify and confirm the incorporation of the Decatur Light, Power and Fuel Company and to enlarge its powers.

February 3, 1899, read first time, referred to Committee on Corporations.

February 4, 1899 reported favorably, read second time.

February 10, 1899, read third time and passed.

February 15, 1899, signed.

February 17, 1899, approved.

By Mr. Carson—

H. 942. To amend sections five (5) and seven (7) of of an act to incorporate the inhabitants and territory formerly embraced within the corporate limits of the municipal corporation (since dissolved) styled the City of Selma, and to establish a local government therefor, approved February 17th, 1883.

February 3, 1899, read first time, referred to Committee on Corporations.

February 10, 1899, reported favorably,
substitute read second time, calendar.

February 15, 1899, substitute adopted,
read third time and passed.

By Mr. Carson—

H. 943. To relieve conductors and engineers employed
on passenger trains from jury duty in Dallas
county.

February 8, 1899, read first time, refer-
red to Committee on Judiciary.

February 15, 1899, reported favorably,
read second time.

February 16, 1899, read third time and
passed.

February 17, 1899, signed.

February 21, 1899, approved.

By Mr. Jones, of Covington—

H. 944. For the relief of Ezekiel Watson, of Covington
county, from further liability as surety on
the official bond of W. A. Woodham as tax
collector of said county.

February 10, 1899, read first time, refer-
red to Committee on Finance and Taxation.

February 20, 1899, reported favorably,
read second time with amendment.

By Mr. Bibb—

H. 946. To confirm the incorporation of the town of
Highland Park in the county of Montgomery
and to define the boundaries thereof, and to
enlarge and define the corporate powers of
said town.

February 11, 1899, read first time, refer-
red to Committee on Corporations.

February 15, 1899, reported favorably,
read second time.

February 16, 1899, read third time and
passed.

February 18, 1899, signed.

February 21, 1899, approved.

Also—

H. 947. To authorize the town of Highland Park, in the county of Montgomery, to hold an election to determine whether bonds in amount not less than five nor more than ten thousand dollars shall be issued by said town for the improvement of the streets and sidewalks.

February 10, 1899, read first time, referred to Committee on Finance and Taxation.

February 16, 1899, reported favorably, read second time, amended.

February 21, 1899, read third time and passed.

February 23, 1899, signed, approved.

By Mr. Edwards—

H. 949. To regulate the fine and forfeiture fund of Coffee county, and all claims against said funds and requiring all fines and forfeitures to be paid in money.

February 16, 1899, read first time, referred to Committee on Penitentiary.

February 17, 1899, reported favorably, read second time.

February 20, 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Dameron—

H. 950. To provide for the payment of certain fees of the solicitor of the city court of Talladega in two felony cases sentenced to the penitentiary in 1897.

February 17, 1899, read first time, referred to Committee on Penitentiary.

February 20, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Cannon—

H. 952. To amend section 1 of an act entitled an act to prevent the running at large of stock in certain portions of Talladega county, approved February 2d, 1897.

February 9, 1899, read first time, referred to Committee on Agriculture.

February 10, 1899, reported favorably, read second time.

February 15, 1899, read third time and passed.

February 16, 1899, signed.

February 17, 1899, approved.

By Mr. Cornelius—

H. 954. Donating a section of land to Emma Johnson, widow, formerly Emma Sanson, in consideration of public service.

February 6, 1899, read first time, referred to Committee on Finance and Taxation.

February 8, 1899, reported favorably, read second time.

February 9, 1899, read third time and passed.

February 10, 1899, signed.

February 17, 1899, approved.

By Mr. Kelly—

H. 955. To protect the public roads where private individuals cut ditches across the roads for the purpose of draining their farms.

February 7, 1899, read first time, referred to Committee on Local Legislation.

February 8, 1899, reported favorably, read second time.

February 9, 1899, read third time and passed.

February 10, 1899, signed.

February 15, 1899, House joint resolution recalling from Governor. Senate concurs.

February 20, 1899, signature erased.

February 20, 1899, reconsidered, amended, read third time and passed.

February 21, 1899, House concurs in Senate amendment.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Bruner—

H. 958. To amend an act entitled an act for the preservation of game in Conecuh county, approved December 11th, 1894 and February 13th, 1897.

February 10, 1899, read first time, referred to Committee on Local Legislation.

February 11, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed, approved.

By Mr. Jones, of Covington—

H. 959. To regulate the granting of license to sell spirituous or vinous liquors in Andalusia Beat, Covington county.

February 6, 1899, read first time, referred to Committee on Temperance.

February 9, 1899, reported favorably, read second time.

February 11, 1899, read third time and passed.

February 16, 1899, signed.

February 17, 1899, approved.

By Mr. Houston—

H. 961. To regulate the assessing, collecting, reporting

and disbursement of the poll tax in Jefferson county, Alabama.

February 9, 1899, read first time, referred to Committee on Finance and Taxation.

By Mr. White—

H. 963. To incorporate the town of Hillsboro in Lawrence county.

February 8, 1899, read first time, referred to Committee on Corporations.

February 9, 1899, reported favorably, read second time.

By Mr. Hurt—

H. 964. To repeal an act entitled an act to incorporate the town of Notasulga, in Macon county.

February 11, 1899, read first time, referred to Committee on Corporations.

February 15, 1899, reported favorably, read second time.

February 16, 1899, read third time and passed.

February 17, 1899, signed.

February 21, 1899, approved.

By Mr. Bayles, by request—

H. 966. To authorize and direct the commissioners' court of Monroe county, to have prepared a general index to the probate records of said county.

February 9, 1899, read first time, referred to Committee on Local Legislation.

February 10, 1899 reported favorably, read second time.

February 15, 1899, read third time and passed.

February 16, 1899, signed.

February 17, 1899, approved.

Also—

H. 967. For the relief of I. B. Slaughter, late sheriff of Monroe county.

February 2, 1899, read first time, referred to Committee on Privileges and Elections.

February 4, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 7, 1899, signed.

Vetoed.

By Mr. George, by request—

H. 968. To regulate the fees of Justices of the peace and notaries public exercising the jurisdiction of justices of the peace in Perry county, Alabama.

February 10, 1899, read first time, referred to Committee on Revision of Laws.

February 15, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed, approved.

By Mr. Foster—

H. 971. To make appropriation for the expenses of encampment of the Alabama National Guards, for the years 1899 and 1900.

February 18 1899, read first time, referred to Committee on Military.

February 20, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

Also—

H. 972. To amend section 3927 of the Code of Alabama, relating to the fees of assessor so far as the same relates to Tuscaloosa county.

February 10, 1899, read first time, referred to Committee on Finance and Taxation.

February 17, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed, signed.

By Mr. Lacey—

H. 973. To provide for the better maintenance of the public schools in Walker county, Alabama.

February 6, 1899, read first time, referred to Committee on Local Legislation.

February 7, 1899, reported favorably, read second time.

February 8, 1899, read third time and passed, amended.

February 10, 1899, House concurs Senate amendment, signed.

February 17, 1899, approved.

By Mr. Robinson—

H. 975. To provide for the inspection of the county jails of the state, and to elect a jail inspector, and to prescribe the duties of such inspector.

February 17, 1899, read first time, referred to Committee on Penitentiary.

February 20, 1899, reported adversely, read second time.

February 21, 1899, read third time and passed as amended.

By Mr. Hood—

H. 977. To create a board for the performance of the duties required of the board of revenue of Montgomery county, under article 7 of chapter 110 of the Code of Alabama, in reference to assessments on property located within the corporate limits of the city of Montgomery.

February 16, 1899, read first time, referred to Committee on Finance and Taxation.

February 18, 1899, reported favorably,
read second time.

February 21, 1899, read third time and
passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Andress, by request—

H. 978. For the preservation of game animals and
birds in Pike county.

February 3, 1899, read first time, referred
to Committee on Local Legislation.

February 4, 1899, reported favorably,
read second time.

February 6, 1899, read third time and
passed.

February 8, 1899, House concurs Senate
amendment, signed.

February 17, 1899, approved.

By Mr. Garrett, by request—

H. 982. To fix the compensation of the sheriff of Cle-
burne county for ex-officio services.

February 10, 1899, read first time, referred
to Committee on Finance and Taxation.

February 17, 1899, reported favorably,
read second time.

February 23, 1899, read third time and
passed.

February 23, 1899, signed.

By Mr. Robinson—

H. 983. To provide a system of quarantine for this
state.

February 20, 1899, read first time, referred
to Committee on Public Health.

February 21, 1899, reported favorably,
read second time.

February 23, 1899, read third time and
passed.

February 23, 1899, signed, approved.

By Mr. Arrington—

- H. 984. For the relief of the sheriff of Sumter county.
February 9, 1899, read first time, referred to Committee on Finance and Taxation.

By Mr. Burkhalter—

- H. 986. To establish a board of revenue for Jefferson county, and for the abolishment of the court of county commissioners of said county.
February 6, 1899, read first time, referred to Committee on Local Legislation.
February 16, 1899, reported adversely.
February 17, 1899, read third time and passed.
February 18, 1899, signed.
February 21, 1899, approved.

By Mr. Riggs—

- H. 987. To incorporate the Riderville, Centerville and Blocton Railroad Company.
February 1, 1899, read first time, referred to Committee on Corporations.
February 2, 1899, reported favorably, read second time.
February 3, 1899, read third time and passed.
February 7, 1899, signed.
February 15, 1899, approved.

By Mr. Lee—

- H. 988. To correct erroneous sales of property for taxes. To provide for the protection of real estate bid in by the State at tax sale, and to regulate and provide for the sale and redemption of real estate bid in for the State, at tax sale.
February 2, 1899, read first time, referred to Committee on Finance and Taxation.
February 9, 1899, reported favorably, read second time.

February 10, 1899, read third time and passed.

February 15, 1899, signed.

February 17, 1899, approved.

By Mr. Matthews—

H. 989. To better provide for the payment of State witnesses in the county of Clarke.

February 11, 1899, read first time, referred to Committee on Local Legislation.

February 17, 1899, reported favorably, read second time.

By Mr. Byars—

H. 990. To create a separate school district in Franklin county, Alabama, to define the boundaries thereof.

February 17, 1899, read first time, referred to Committee on Penitentiary.

February 18, 1899, reported favorably, read second time.

Also—

H. 991. To create a separate school district in Franklin county, Alabama, and to define the boundaries thereof.

February 18, 1899, read first time, referred to Committee on Local Legislation.

February 21, 1899, reported favorably, read second time.

By Mr. Hubbard—

H. 992. To repeal the laws creating the criminal court of Pike county, and to transfer the causes therein to the circuit court of Pike county and give it full jurisdiction therein.

February 11, 1899, read first time, referred to Committee on Revision of Laws.

February 18, 1899, reported favorably, read second time.

By Mr. Edwards—

H. 993. To establish a separate school district, known as the Warren School District.

February 6, 1899, read first time, referred to Committee on Education.

February 18, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Foster—

H. 994. To amend an act, approved February 18, 1895, entitled an act to authorize the commissioners court of Tuscaloosa county to establish districts, in which stock may be prevented from running at large.

February 11, 1899, read first time, referred to Committee on Agriculture.

February 15, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

Also, by request—

H. 995. For the relief of A. B. McEachin.

February 10, 1899, read first time, referred to Committee on Finance and Taxation.

February 16, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Jones of Wilcox—

H. 996. To relieve Joseph Lambert, as tax collector

of Wilcox county, Alabama, by refunding to him the money lost by him as said tax collector by the failure of the Commercial Bank of Selma, Alabama, and by him paid into the treasury of the State of Alabama, and into the treasury of Wilcox county, Alabama.

February 6, 1899, read first time, referred to Committee on Finance and Taxation.

February 8, 1899, reported favorably, with amendment, read second time.

February 9, 1899, read third time and passed, amended.

February 11, 1899, House concurs.

February 15, 1899, signed.

February 15, 1899, approved.

By Mr. Capps, notice and proof—

H. 997. For the relief of J. Z. Hendley, tax collector, of Henry county, Alabama.

February 1, 1899, read first time, referred to Committee on Finance and Taxation.

February 3, 1899, reported favorably, with amendment, read second time.

February 4, 1899, amendment adopted, read third time and passed.

February 7, 1899, House concurs Senate amendment, signed.

February 17, 1899, approved.

By Mr. Garrett, by request—

H. 1000. To create the town of Heflin in Clebourne county, a separate school district.

February 9, 1899, read first time, referred to Committee on Education.

February 16, 1899, reported favorably, read second time.

February 20 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Rogers with notice and proof—

H. 1001. For the relief of the estate of J. P. Mushat, deceased.

February 11, 1899, read first time, referred to Committee on Privileges and Elections.

February 15, 1899, reported favorably, read second time.

By Mr. Hubbard—

H. 1003. To authorize the society of Alumni of Howard College to elect two representatives from their number with the right to appear before the Board of Trustees and present and discuss and vote on all questions.

February 11 1899, read first time, referred to Committee on Education.

By Mr. Seay—

H. 1004. To make valid and chargeable against the fine and forfeiture fund of Lamar county, Alabama, certain witness scrip or witness certificates issued by the foreman of the grand juries of Lamar county, Alabama, and have said scrip or witness certificates paid by the treasurer of said county in the order of their registration; and to require the treasurer of said county to receive said scrip or witness certificates in payment of fines and forfeitures.

February 9, 1899, read first time, referred to Committee on Local Legislation.

February 10, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Wallace of Madison—

H. 1005. To amend Section 3645 of the Code.

February 20, 1899, read first time, referred to Committee on Revision of Laws.

February 21, 1899, reported favorably, read second time.

By Mr. Kyle—

H. 1007. To require all purchases of supplies of every kind for Morgan county and of all courts thereof, and for the jail or inmates thereof, to be made by or authorized by the court of County Commissioners of said county.

February 1, 1899, read first time, referred to Committee on Finance and Taxation.

February 4, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

By Mr. Hood—

H. 1010. To confer upon the Montgomery Brewery, a corporation organized under the laws of the State of Alabama, additional powers.

February 9, 1899, read first time, referred to Committee on Corporations.

February 15, 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Pettus—

H. 1011. To provide for holding an election to decide whether or not the legal voters of Beat seven, otherwise known as Pleasant Grove Beat, in Limestone county will repeal an act entitled an act to prohibit the sale, giving away or otherwise disposing of any alcoholic, vinous or malt liquors or other intoxicating drinks or

beverages within three (3) miles of Wesley's Chapel in Shoalford Beat, in Limestone county. Also Beats 5, 6 and 7, known respectively as Gilbertsboro, Wickham and Pleasant Grove in West Limestone, approved February 17, 1897, in so far only as the same relates to Beat 7 or Pleasant Grove Beat.

February 10, 1899, read first time, referred to Committee on Temperance.

February 17, 1899 reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed, approved.

By Mr. Henry—

H.1012. To prevent hogs from running at large in Jefferson county, Alabama.

February 6, 1899, read first time, referred to Committee on Local Legislation.

February 7, 1899, reported favorably, read second time.

February 9, 1899, read third time and passed.

February 10, 1899, signed.

February 17, 1899, approved.

By Mr. Hood, with notice and proof—

H. 1014. To remove the disabilities of non-age of Archibald Moore, of Pike county.

February 10, 1899, read first time, referred to Committee on Privileges and Elections.

February 18, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed, approved.

By Mr. Graves—

H. 1016. To establish a new charter for the city of

Montgomery, Alabama.

February 3, 1899, read first time, referred to Committee on Corporations.

February 16, 1899, reported favorably, read second time, amended.

February 18, 1899, read third time and passed.

February 20, 1899, House non-concurs Senate amendment, committee conference.

By Mr. Foster—

H. 1017. To relieve clerks of the circuit, county, city and criminal courts from the payment of any sums of money chargeable on account of feed of prisoners in cases in which confession of judgment for fine and costs were made and such feed bills were not taxed and collected.

February 9, 1899 read first time, referred to Committee on Finance and Taxation.

February 16, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

By Mr. Bayles, by request—

H. 1019. To create a separate school district in Monroe county, to be known as Excel School District.

February 9, 1899, read first time, referred to Committee on Education.

February 16, 1899, reported favorably, read second time.

February 20 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Lavretta—

H. 1020. To amend subdivision 9 of section 3911 of the Code of 1896.

February 16, 1899, read first time, referred to Committee on Finance and Taxation.

February 17, 1899, reported favorably, read second time.

February 20, 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Pettus—

H. 1021. To authorize and empower the courts of county commissioners in the different counties of this state to establish, alter or abolish the boundaries of separate school districts in their respective counties, when a majority of the legal voters resident in such existing or proposed district favor the change.

February 11, 1899, read first time, referred to Committee on Corporations.

February 17, 1899, reported favorably, read second time.

By Mr. Spears—

H. 1022. To alter and define the boundary line between Shelby and St. Clair counties in the State of Alabama.

February 1, 1899, read first time, referred to Committee on Local Legislation.

February 2, 1899, reported favorably, read second time.

February 4, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

By Mr. Bibb—

H. 1024. To repeal an act entitled an act to prohibit book making or pool selling or horse racing and other forms of gambling, approved Feb-

ruary 5th, 1897, so far as it relates to Montgomery county.

February 7, 1899, read first time, referred to Committee on Judiciary.

February 15, 1899, reported favorably, read second time.

February 20, 1899, read third time and passed.

February 21, 1899, passage reconsidered, tabled.

By Mr. Green—

H. 1027. To prevent the running at large of stock in certain portions of Morgan county.

February 1, 1899, read first time, referred to Committee on Judiciary.

February 3, 1899, reported favorably, read second time.

February 4, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

By Mr. Brown—

H. 1029. To amend sections 12 and 15 of an act entitled an act to provide a new charter for the city of Tusculumbia, approved February 28, 1897.

February 1, 1899, read first time, referred to Committee on Municipal and County Organization.

February 6, 1899, reported favorably, read second time.

February 7, 1899, read third time and passed.

February 8, 1899, signed.

February 17, 1899, approved.

By Mr. Davis—

H. 1030. To authorize the manufacture and sale of

wine made from the juice of grapes in quantities of not less than ten gallons by any person in the counties of Lamar, Limestone, Cullman, Sumter, Chilton, Marion and Morgan without taking out license therefor.

February 11, 1899, read first time, referred to Committee on Temperance.

February 17, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed, House concurs.

February 23, 1899, signed, approved.

By Mr. Pettus—

H. 1031. To authorize the court of county commissioners in Limestone, Coffee, Autauga, Shelby counties to establish the boundaries of stock districts wherein hogs, sheep and goats are not permitted to run at large where a majority of the legal voters in the district affected favor the establishment of a new stock district.

February 11, 1899, read first time, referred to Committee on Agriculture.

February 17, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed, amended.

February 21, 1899, House concurs Senate amendment.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Brown—

H. 1032. To amend section 3 of an act entitled an act to amend sections 5, 9 and 10 of an act entitled an act to provide a new charter for the city of Tuscumbia, approved February 28, 1887.

February 1, 1899, read first time, refer-

red to Committee on Municipal and County Organizations.

February 6, 1899, reported favorably, read second time.

February 7, 1899, read third time and passed.

February 8, 1899, signed.

February 17, 1899, approved.

By Mr. Sturdivant, by request—

H. 1034. To prevent the running at large of stock in precinct No. 9, and certain other portions of Shelby county, Alabama.

February 3, 1899, read first time, referred to Committee on Local Legislation.

February 4, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

By Mr. Riggs—

H. 1036. To incorporate the Alabama Wage Earners Mutual Aid Association.

February 10, 1899, read first time, referred to Committee on Corporations.

February 20, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Brandon, by request—

H. 1038. To authorize and require the county treasurer of Winston county, Alabama, to register or re-register all claims against said county which have not been registered or reregistered as required by law.

February 4, 1899, read first time, referred to Committee on Judiciary.

February 15, 1899, reported favorably, read second time.

By Mr. George—

H. 1042. To prevent the leaving of wells in Perry county, Alabama, unenclosed or exposed.

February 10, 1899, read first time, referred to Committee on Revision of Laws.

February 15, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed, approved.

By Mr. Cornelius—

H. 1043. To change the lines between district number 3 and township (8) of range (11) in Cherokee county, Alabama.

February 18, 1899, read first time, referred to Committee on Local Legislation.

February 21, 1899, reported favorably, read second time.

By Mr. Jones of Covington, with notice and proof—

H. 1044. To authorize and empower John T. Watson, of Crenshaw county, guardian of the estate of Minnie Lee Watson, Pearl Watson, Daisy Watson, Mary Ellen Watson and Ada Bell Watson, minors, to convey certain real estate belonging to his wards.

February 20, 1899, read first time, referred to Committee on Judiciary.

By Mr. Poole—

H. 1045. To authorize the mayor and council of the city of Demopolis, to issue bonds of said city for an amount not exceeding fifty-five hundred dollars, bearing interest at a rate not ex-

ceeding five per cent per annum, for the purpose of purchasing the Morengo Female Institute property in the city of Demopolis.

February 9, 1899, read first time, referred to Committee on Finance and Taxation.

February 17, 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Marbut—

H. 1047. To authorize the commissioners' court of Etowah county, to levy a tax for working the public roads of said county and to provide for keeping said roads in repair.

February 8, 1899, read first time, referred to Committee on Finance and Taxation.

February 10, 1899, reported favorably, read second time, calendared.

February 18, 1899, read third time and passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Henry —

H. 1048. To prohibit the sale, giving away or otherwise disposing of any spirituous, vinous or malt liquors within six miles of Tabernacle, Andrews Chapel and Forrest M. E. Churches in Pickens county, Alabama.

February 3, 1899, read first time, referred to Committee on Temperance.

February 4, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

By Mr. Cheatham, by request—

H. 1049. To abolish the commissioners' court of Butler county.

February 10 1899, read first time, referred to Committee on Local Legislation.

February 11, 1899, reported favorably, read second time.

February 15, 1899, read third time and passed.

February 16, 1899, signed.

February 17, 1899, approved.

By Mr. Brown—

H. 1050. To repeal an act entitled an act to change the name of Big Horn Creek to Bear River.

February 2, 1899, read first time, referred to Committee on Penitentiary.

February 3, 1899, reported favorably, read second time.

February 4, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

By Mr. Cheatham—

H. 1051. To regulate the working and keeping in repair the public roads in Butler county, to authorize the issuance of bonds for such purposes, create a road fund for said county, and to create the office of public road supervisor and prescribe his duties and powers and provide for working convicts on the public roads.

February 9, 1899, read first time, referred to Committee on Commerce and Common Carriers.

February 10, 1899, reported favorably, read second time.

February 11, 1899, read third time and passed.

February 16, 1899, signed.

February 17, 1899, approved.

By Mr. Bruner—

H. 1052. To repeal an act to require the county commissioners of Conecuh county to procure printed blank forms of certain conveyances and printed blank record books in conformity therewith, for the use of and distribution by the probate judge of said county, and to regulate the fees for recording the same.

February 7, 1899, read first time, referred to Committee on Local Legislation.

February 8, 1899, reported favorably, read second time.

February 9, 1899, read third time and passed.

February 10, 1899, signed.

February 17, 1899, approved.

By Mr. Killen—

H. 1053. To establish and maintain a school district known as the Shoal Creek District in Lauderdale county, Alabama.

February 7, 1899, read first time, referred to Committee on Education.

February 15, 1899 reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Bruner—

H. 1054. For the relief of W. L. and E. L. Stallworth.

February 9, 1899, read first time, referred to Committee on Finance and Taxation.

By Mr. Forrester, with notice and proof—

H. 1057. To relieve Albert C. Walker and John F. Walker, of Henry county, of the disabilities of non-age.

February 9, 1899, read first time, referred to Committee on Privileges and Elections.

February 10, 1899, reported favorably,
read second time.

February 11, 1899, read third time and
passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Poole—

H. 1059. To authorize the mayor and councilmen of
Demopolis to issue bonds of said city for an
amount not more than twenty-five thousand
dollars (\$25,000.00) for the purpose of build-
ing and constructing sewers in said city and
extending sewer mains leading from said city
to such points as the board may deem advis-
able.

February 9, 1899, read first time, refer-
red to Committee on Finance and Taxation.

February 17, 1899, reported favorably,
read second time.

February 18, 1899, read third time and
passed.

February 20, 1899, signed.

February 21, 1899, approved.

Also—

H. 1060. To authorize the mayor and councilmen of
the city of Demopolis to issue bonds of said
city for an amount not exceeding twenty-five
thousand dollars for the purpose of taking up
and refunding the bonds and interest thereon
now due and outstanding by said city.

February 9, 1899, read first time, refer-
red to Committee on Corporations.

February 11, 1899, reported favorably,
read second time.

February 21, 1899, read third time and
passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Cofer—

H. 1062. To establish the city court of Cullman, to define its jurisdiction and powers and to regulate the procedure and practice therein.

February 16, 1899, read first time, referred to Committee on Revision of Laws.

By Mr. Huey—

H. 1063. To prescribe the duties and fix the compensation of the coroner of Jefferson county, Alabama, and to provide for payment of same.

February 3, 1899, read first time, referred to Committee on Finance and Taxation.

February 7, 1899, reported favorably, read second time.

February 8, 1899, read third time and passed.

February 9, 1899 signed.

February 17, 1899, approved.

By Mr. Cornelius—

H. 1064. To change the name of Galeysville High School and grant additional powers.

February 9, 1899, read first time, referred to Committee on Education.

February 16, 1899, reported favorably, read second time.

February 23, 1899, signed, approved.

By Mr. Pettus—

H. 1065. To permit and provide for the legal voters of Limestone county to decide by vote whether or not they will abolish "An Act to create the office of cotton weigher of Limestone county, to provide for filling the same and to prescribe the duties and compensation thereof," approved February 28, 1899.

February 9, 1899, read first time, referred to Committee on Local Legislation.

February 10, 1899, reported favorably, read second time.

February 20, 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. McQueen—

H. 1066. To authorize the board of mayor and aldermen of Birmingham, to assess the costs of improvements heretofore made upon the streets, avenues and alleys of said city against the attingent property and to provide for the collection thereof.

February 18, 1899, read first time, referred to Committee on Corporations.

February 20, 1899, reported favorably, read second time.

By Mr. Long, with notice and proof—

H. 1067. To authorize Fletcher Driver, minor, heir of Jno. F. Driver, deceased, under the age of eighteen years, to convey certain lands herein described in Clarke county, Alabama.

February 10, 1899, read first time, referred to Committee on Local Legislation.

February 11, 1899, reported favorably, read second time.

February 16, 1899, read third time and passed.

February 17, 1899, signed,

February 21 1899 approved.

By Mr. Sullivan—

H. 1069. To regulate and provide for the trial of misdemeanors in Washington county, Alabama.

February 16, 1899, read first time, referred to Committee on Temperance.

February 17, 1899, reported favorably, read second time.

February 18, 1899. read third time and passed.

February 20, 1899, signed.
February 21, 1899, approved.

Also—

H. 1070. To regulate the holding of circuit court in Washington county.

February 16, 1899, read first time, referred to Committee on Temperance.

February 17, 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

Also—

H. 1071. To provide for the appointment of a county solicitor for Washington county and to prescribe his duties.

February 16, 1899, read first time, referred to Committee on Temperance.

February 17, 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

February 20, 1899, signed.

February 21, 1899, approved.

Also—

H. 1072. To repeal an act entitled "An Act to increase the jurisdiction of justices of the peace in Dallas, Choctaw, Cherokee, Sumter, Autauga, Perry, St. Clair, Russell, Barbour, Jackson, Washington, Greene, Morgan and Marengo counties," so far as the same relates to Washington county.

February 16, 1899, read first time, referred to Committee on Temperance.

February 17, 1899, reported favorably, read second time.

February 20, 1899, read third time and passed.

February 21 1899 signed.

February 21 1899 approved.

By Mr. Brown—

H. 1073. To amend section 1 of an act entitled an act to prevent hogs, pigs, sheep and goats from running at large in certain portions of Colbert county and to provide for establishing **certain districts in said county in which said stock may be prevented from running at large.**

February 1, 1899, read first time, referred to Committee on Local Legislation.

February 2, 1899, reported favorably, read second time.

February 3, 1899, read third time and passed.

February 7, 1899, signed.

February 15, 1899, approved.

By Mr. Davidson—

H. 1074. To relieve Page and Brown of Blount county.

February 9, 1899, read first time, referred to Committee on Revision of Laws.

February 20, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

By Mr. Garner—

H. 1076. To relieve Mariah B. Foust, of Dale county, Alabama, of the disabilities of non-age.

February 11, 1899, read first time, referred to Committee on Privileges and Elections.

February 15, 1899, reported favorably, read second time.

February 20, 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

Also—

H. 1077. To relieve Daniel Faust, of Dale county, of the disabilities of non-age.

February 9, 1899, read first time, referred to Committee on Privileges and Elections.

February 20, 1899, reported favorably, read second time.

February 23 1899, read third time and passed.

February 23, 1899, signed, approved.

By Mr. Moody—

H. 1079. To amend sections six, eight and nine of an act entitled an act to authorize Jackson county to build macadamized roads and to build bridges and to issue bonds of the county to aid in the construction and building thereof, approved December the 7th, 1898.

February 1, 1899, read first time, referred to Committee on Revision of Laws.

February 2, 1899, reported favorably, amended, read second time.

February 3, 1899, amendment adopted, read third time and passed.

February 7, 1899, House concurs Senate amendment.

February 8, 1899, signed.

February 17, 1899, approved.

By Mr. Lyle—

H. 1081. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous or malt liquors within three miles of Robert Donnell High School, in the town of Gurley, Madison county, Alabama.

February 9, 1899, read first time, referred to Committee on Temperance.

By Mr. Foster—

H. 1083. To fix the times and place of holding chancery court in the county of Tuscaloosa.

February 11, 1899, read first time, referred to Committee on Judiciary.

February 15, 1899, reported favorably, read second time.

February 23, 1899 read third time and passed.

February 23 1899, signed, approved.

By Mr. McCain—

H. 1084. To prevent stock from running at large in the following described territory in beat three in Calhoun county, Alabama.

February 10, 1899, read first time, referred to Committee on Agriculture.

February 16, 1899, reported favorably, read second time.

Also—

H. 1086. To create a separate school district in Calhoun county, Alabama, and to define the boundaries thereof.

February 8, 1899, read first time, referred to Committee on Education.

February 9, 1899, reported favorably, read second time.

By Mr. Pettus—

H. 1087. To prohibit and prevent the killing of deer in Limestone county for the period of ten (10) years, and to provide a penalty for the violation of this act.

February 3, 1899, read first time, referred to Committee on Corporations.

February 21, 1899, reported favorably, read second time.

By Mr. Foster—

H. 1089. To further regulate the mining of coal in Alabama.

February 17, 1899, read first time, referred to Committee on Corporations.

February 18, 1899, reported favorably, read second time.

February 23 1899, read third time and passed.

February 23, 1899, signed, approved.

By Mr. Godbold—

H. 1090. To provide for the lease of county convicts of Wilcox county.

February 8, 1899, read first time, referred to Committee on Penitentiary.

February 9, 1899, reported favorably, amended, read second time.

February 15, 1899, amendment adopted, read third time and passed.

February 17, 1899, House concurs Senate amendment.

February 17 1899, signed.

February 21, 1899, approved.

By Mr. Bulger—

H. 1091. To establish a separate school district in this state composed of a part of the counties of Tallapoosa, Clay and Randolph, and fix the boundaries of the same, to be known as the County Line School District.

February 17, 1899, read first time, referred to Committee on Education.

By Mr. Tunstall, by request—

H. 1092. To fix the place of holding the chancery court in Calhoun county.

February 8, 1899, read first time, referred to Committee on Revision of Laws.

February 9 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

February 20, 1899, signed.
 February 21, 1899, approved.

By Mr. Riggs—

H. 1093. For the relief of Joseph H. Lumpkin, as sheriff of Dallas county.

February 10, 1899, read first time, referred to Committee on Local Legislation.

February 11, 1899, reported favorably, read second time.

February 16, 1899, read third time and passed.

February 17, 1899, signed.

February 21 1899, approved.

By Mr. Sloan, by request—

H. 1094. To regulate the fine and forfeiture fund of Blount county.

February 10, 1899, read first time, referred to Committee on Revision of Laws.

February 21 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899 signed, approved.

By Mr. Edwards—

H. 1095. To provide for the holding of circuit court at Enterprise, Alabama.

February 11, 1899, read first time, referred to Committee on Judiciary.

February 18, 1899, reported adversely, read second time.

By Mr. Patterson—

H. 1097. To authorize and empower the school trustees of the Louisville and Mount Zion School District in Barbour county, Alabama, to collect a tuition fee, not exceeding one dollar per month, of each pupil of the public

schools of said district while attending said school, to supplement the public school funds of said district for the support and maintenance of the public schools of said district.

February 9, 1899, read first time, referred to Committee on Education.

February 15, 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Carson—

H. 1098. To relieve Philip L. Brown and Marie H. Brown of the disabilities of non-age.

February 10, 1899, read first time, referred to Committee on Privileges and Elections.

February 20, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Wallace—

H. 1100. To amend section 3830 of the Code of Alabama, so far as it relates to the eighth division.

February 10, 1899, read first time, referred to Committee on Judiciary.

By Mr. Doster—

H. 1101. For the relief of needy Confederate soldiers and sailors resident citizens of Alabama, and their widows. Amendment.

February 3, 1899, read first time, referred to special committee.

February 6, 1899, read first time, read second time; amended.

February 7, 1899, amendment adopted,
read third time and passed.

February 9, 1899, House concurs.

February 10, 1899, signed.

February 17, 1899, approved.

By Mr. Brandon—

H. 1102. To amend sections 3386, 3387, 3389 and 3403
of the Code of 1896.

February 9, 1899, read first time, refer-
red to Committee on Printing.

February 10, 1899, reported favorably,
read second time.

February 21, 1899, read third time and
passed.

February 23, 1899, signed.

February 23, 1899, approved.

Also—

H. 1103. To amend sections 1984 and 1985 of the Code
of 1896.

February 9, 1899, read first time, refer-
red to Committee on Printing.

February 10, 1899, reported favorably,
read second time.

February 21, 1899, read third time and
passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. McQueen—

H. 1104. To authorize and empower the assistant so-
licitor employed by the solicitor for Jefferson
county, to attend upon the sittings of the
grand juries of the criminal court of said
county, to advise them in relation to matters
of law, and examine and swear witnesses
before them,

February 16, 1899, read first time, refer-
red to Committee on Local Legislation.

February 17, 1899, reported favorably,
read second time.

February 20, 1899, read third time and
passed.

February 21, 1899, signed.

By Mr. Doster—

H. 1105. For the protection of land and property
against the depredations of live stock in por-
tions of precinct No. 1, in Autauga county,
Alabama.

February 10, 1899, read first time, refer-
red to Committee on Agriculture.

February 16, 1899, reported favorably,
read second time.

February 18, 1899, read third time and
passed.

February 20, 1899 signed.

February 21, 1899, approved.

By Mr. Smith, of Baldwin with notice and proof—

H. 1106. For the relief of Charles E. Wilkins, late
treasurer of Baldwin county, Alabama.

February 3, 1899, read first time refer-
red to Committee on Finance and Taxation.

February 7, 1899, reported favorably,
read second time.

February 8, 1899, read third time and
passed.

February 9, 1899, signed.

February 17, 1899, approved.

By Mr. Patterson—

H. 1107. To amend as to the counties of Barbour and
Montgomery section 2038 of the Code.

February 11, 1899, read first time, refer-
red to Committee on Revision of Laws.

February 18, 1899, reported favorably,
read second time.

February 21, 1899, read third time and
passed.

February 23, 1899, signed.
February 23, 1899, approved.

By Mr. Smith of Escambia—

H. 1111. To increase the amount paid to the sheriff of Escambia county for ex-officio services.

February 10, 1899, read first time, referred to Committee on Finance and Taxation.

February 17, 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

February 20, 1899, signed.

February 21, 1899, approved.

Also—

H. 1112. For the relief of the sureties on the official bond of Allen F. Johnson, ex-tax collector of Escambia county.

February 8, 1899, read first time, referred to Committee on Local Legislation.

February 9, 1899, reported favorably, read second time.

February 10, 1899 read third time and passed.

February 14, 1899, signed.

February 17, 1899, approved.

By Mr. Waller—

H. 1114. To create a new charter for the town of Greensboro. Hale county.

February 8, 1899, read first time, referred to Committee on Agriculture.

February 10, 1899, reported favorably, amended, calendar.

February 18, 1899, read third time as amended, passed.

February 20, 1899, House concurs Senate amendment.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Capps—

H. 1115. To authorize the board of mayor and councilmen of the town of Abbeville to issue and negotiate bonds of said town to an amount not exceeding ten thousand dollars, for the purpose of establishing and maintaining a system of water works and fire department and for the purpose of completing and equipping of the South East Alabama Agricultural School Building now being erected in said town, and providing for the redemption of said bonds with the interest thereon.

February 9, 1899, read first time, referred to Committee on Finance and Taxation.

February 17, 1899, reported favorably, read second time.

February 18 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Cofer—

H. 1116. To regulate the manner of making contracts by the mayor and council of the city of Cullman in behalf of the city.

February 7, 1899, read first time, referred to Committee on Revision of Laws.

February 8, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

Also—

H. 1117. To amend section thirteen of an act entitled an act to establish a new charter for the city of Cullman, Alabama, approved December 12th, 1890.

February 9, 1899, read first time, referred to Committee on Revision of Laws.

February 10, 1899, reported favorably,
read second time, calendar.

February 15, 1899, amendment adopted,
read third time and passed.

February 17, 1899 House concurs Senate
amendment.

February 17, 1899, signed.

February 21, 1899, approved.

Also—

H. 1118. To amend section two of act entitled an act
to establish a new charter for the city of Cull-
man, approved December 12th, 1890.

February 3, 1899, read first time, refer-
red to Committee on Revision of Laws.

February 17, 1899, reported favorably,
read second time.

February 21, 1899, read third time and
passed, amended.

February 21, 1899, House concurs Senate
amendment.

February 23, 1899, signed.

February 23, 1899, approved.

Also—

H. 1119. To authorize the board of mayor and council-
men of the city of Cullman, Cullman county,
Alabama, to issue and negotiate bonds of
said city to an amount not exceeding thirty-
five thousand dollars for the establishing
and maintaining of a system of water works,
light system and improvements of the streets
and side walks in said city, and to regulate
the disposition and use of the same.

February 17, 1899, read first time, refer-
red to Committee on Finance and Taxation.

February 18, 1899, reported favorably,
read second time.

February 21, 1899, read third time and
passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Harris—

H. 1124. To authorize the mayor and aldermen of the city of Opelika to issue bonds of said city for an amount not more than fifty thousand dollars, for the purpose of constructing sewers and for building school houses and furnishing the same and for paying whatever floating or outstanding debts the city may have on the first day of May, 1899, and not to exceed \$30,000.00, and to purchase or erect, as the said board may deem advisable, an electric light plant for said city and to purchase or erect as the board may deem advisable, a system of water works for said city.

February 10, 1899, read first time, referred to Committee on Local Legislation.

February 11, 1899, reported favorably, read second time, amended.

February 15, 1899, amendment adopted, read third time and passed.

February 16, 1899, House concurs Senate amendment.

February 16, 1899, signed, approved.

By Mr. Harris—

H. 1125. To allow stock to run at large in certain parts of Beat 5, Lee county.

February 10, 1899, read first time, referred to Committee on Agriculture.

February 16, 1899, reported favorably, read second time.

By Mr. Kyle—

H. 1127. To amend sub-division 1 of section nine (9) of an act entitled an act to confirm the incorporation of the town of New Decatur in the county of Morgan, and to enlarge and define the corporate powers of said town.

February 3, 1899, read first time, referred to Committee on Corporations.

February 4, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 7, 1899, signed.

February 8, 1899, approved.

By Mr. Graves—

H. 1131. To incorporate the Tallapoosa Power Company.

February 2, 1899, read first time, referred to Committee on Corporations.

February 3, 1899, reported favorably, read second time.

February 4, 1899, read third time and passed.

February 7, 1899, signed.

February 15, 1899, approved.

By Mr. Hardie—

H. 1132. To amend an act entitled an act to amend the charter of the city of Uniontown, county of Perry, State of Alabama, approved February 16, 1885; and the acts amendatory thereof.

February 11, 1899, read first time, referred to Committee on Corporations.

February 15, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Hubbard—

H. 1133. To prevent stock from running at large in Pike county Alabama.

February 9, 1899, read first time, referred to Committee on Agriculture.

February 10, 1899, reported favorably,
read second time.

By Mr. Dameron—

H. 1134. To repeal an act entitled an act to incorporate the town of McFall in Talladega and Calhoun counties, Alabama, and to prescribe certain powers and to create a separate school district within certain limits, approved December 16th, 1898.

February 10, 1899, read first time, referred to Committee on Judiciary.

February 16, 1899, reported favorably,
read second time.

February 18, 1899, read third time and passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Bulger—

H. 1135. To authorize the commissioners court of Tallapoosa county to borrow twenty-five hundred dollars.

February 17, 1899, read first time, referred to Committee on Finance and Taxation.

February 20, 1899, reported favorably,
read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

Also—

H. 1136. To authorize J. M. Morgan and Mack Wood to peddle in Tallapoosa county.

February 16, 1899, read first time, referred to Committee on Finance and Taxation.

By Mr. Jones of Wilcox—

H. 1137. To amend an act entitled an act to provide

for the more efficient working of the public roads in Wilcox county, and for the appointment of road supervisors in the several precincts therein, approved December 9th, 1898.

February 3, 1899, read first time referred to Committee on Local Legislation.

February 4, 1899, reported favorably, read second time.

February 6, 1899, read third time and passed.

February 7, 1899, signed.

February 17, 1899, approved.

By Mr. Reynolds—

H. 1138. To establish a separate school district in Chilton county, to be known as the Jennison School District.

February 9, 1899, read first time, referred to Committee on Education.

February 15, 1899, reported favorably, read second time.

February 16, 1899, read third time and passed.

February 17, 1899, signed.

February 21, 1899, approved.

By Mr. Wallace—

H. 1140. To incorporate Alabama Trust and Guarantee Company.

February 4, 1899, read first time, referred to Committee on Corporations.

February 6, 1899, reported favorably, read second time.

February 7, 1899, read third time and passed.

February 8, 1899, signed.

February 17, 1899, approved.

By Mr. Bruner, by request—

H. 1141. To amend Sections 1, 2 and 6 of an act, approved February 16, 1891, entitled an act to

incorporate the Evergreen Industrial Normal School, so as to read as follows.

February 10, 1899, read first time, referred to Committee on Corporations.

February 15, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Mitchell—

H. 1142. To fix the rate of tolls to be charged by the Southern Railway Company on the road bridge, crossing the Tennessee river, between Colbert and Lauderdale counties, and known as the Florence Bridge and to repeal the act of the Legislature, approved February 9th, 1895, entitled an act to fix the maximum of tolls to be charged by the owners, lessees or operators of the road bridge, crossing the Tennessee river, between the counties of Colbert and Lauderdale and known as the Florence Bridge; and to fix the penalty for demanding or receiving a higher rate of toll.

February 4, 1899, read first time, referred to Committee on Commerce and Common Carriers.

February 6, 1899, reported favorably, read second time.

February 7, 1899, read third time and passed.

February 8, 1899, signed.

February 17, 1899, approved.

By Mr. Cofer—

H. 1146. To repeal Sections 4593, 4594, 4595, 4596, 4598 and 4599 of the Code in as far as they relate and apply to the county of Cullman.

February 10, 1899, read first time, referred to Committee on Revision of Laws.

February 21, 1899, reported favorably,
read second time.

February 23, 1899, read third time and
passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Garrett—

H. 1147. To authorize the mayor and board of council-
men of the town of Heflin, in Cleburne
county, to pay one-half of all monies received
for licenses in said town of Heflin, for the
sale of liquors, to the Board of Trustees of the
public schools of said town.

February 8, 1899, read first time, referred
to Committee on Education.

February 20, 1899, reported favorably,
read second time.

February 23, 1899, read third time and
passed.

February 23, 1899, signed.

By Mr. Pettus—

H. 1148. To prevent hogs, sheep and goats from run-
ning at large in certain sections of Limestone
county.

February 16, 1899, read first time, referred
to Committee on Agriculture.

February 17, 1899, reported favorably,
read second time.

By Mr. Jarrett—

H. 1149. To incorporate Union Grove High School.

February 9, 1899, read first time, referred
to Committee on Corporations.

February 11, 1899, reported favorably,

By Mr. McCain—

H. 1151. To prevent stock from running at large in
the following described territory in Beat 8 in
Calhoun county.

February 10, 1899, read first time, referred to Committee on Agriculture.

February 16, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Kelly—

H. 1152. To constitute a board of jury commissioners for Choctaw and Washington counties.

February 9, 1899, read first time, referred to Committee on Judiciary.

February 10, 1899, reported favorably, read second time.

By Mr. Long—

H. 1153. To amend sub-division 35 of Section 4122 of the Code of Alabama.

February 10, 1899, read first time, referred to Committee on Commerce and Common Carriers.

February 15, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Fuller—

H. 1154. To provide a new charter for the city of Fort Payne, DeKalb county, Alabama.

February 8, 1899, read first time, referred to Committee on Corporations.

February 9, 1899, reported favorably, read second time.

February 16, 1899, read third time and passed.

February 17, 1899, signed.

February 20, 1899, House joint resolution recalling from governor.

February 20, 1899, signature erased.

February 21, 1899, reconsidered, amended, read third time, passed.

February 21, 1899, signed.

By Mr. Byars—

H. 1157. To amend an act to provide a new charter for the town of Russellville.

February 11, 1899, read first time, referred to Committee on Corporations.

February 15, 1899, reported favorably, read second time.

February 16, 1899, read third time and passed.

February 17, 1899, signed.

February 21, 1899, approved.

By Mr. Houston—

H. 1159. For the relief of Thomas Reeves, of Jefferson county.

February 17, 1899, read first time, referred to Committee on Finance and Taxation.

By Mr. Harris—

H. 1160. To authorize the mayor and councilmen of Auburn, to issue bonds for an amount not to exceed six thousand dollars for the purpose of building a school house or houses and repairing the same.

February 9, 1899, read first time, referred to Committee on Finance and Taxation.

February 15, 1899, reported favorably read second time.

February 16, 1899, read third time and passed.

February 17, 1899, signed.

February 21, 1899, approved.

By Mr. Tunstall—

H. 1161. To incorporate the Greensboro Loan Company.

February 8, 1899, read first time, referred to Committee on Agriculture.

February 10, 1899, reported favorably, read second time, calendar.

February 16, 1899, read third time and passed.

February 17, 1899, signed.

February 21, 1899, approved.

By Mr. Rogers—

H. 1163. To declare H. D. Lewis, a liner between the counties of Dallas and Lowndes, a citizen of Lowndes county.

February 10, 1899, read first time, referred to Committee on Local Legislation.

February 11, 1899, reported favorably, read second time.

By Mr. Robinson—

H. 1164. To regulate the volunteer military force of the State of Alabama.

February 11, 1899, read first time, referred to Committee on Military.

February 18, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed with amendments.

February 21, 1899, House concurs Senate amendment.

February 21, 1899, signed.

February 22, 1899, approved.

By Mr. Kyle—

H. 1165. To authorize the mayor and councilmen of the city of Decatur to issue bonds of said city to fund and retire the bonded and outstand-

ing indebtedness of said city and to provide for the payment thereof.

February 7, 1899, read first time, referred to Committee on Finance and Taxation.

February 9, 1899, reported favorably, read second time.

February 15, 1899, read third time and passed.

February 16, 1899, signed.

February 17, 1899, approved.

Also—

H. 1166. To repeal an act entitled an act to authorize the mayor and council, of the town of Decatur, to negotiate a loan for the purpose of constructing sewers and making other prominent public improvements in said town and to issue bonds for the payment of said loan, approved February 28th, 1889.

February 7, 1899, read first time, referred to Committee on Finance and Taxation.

February 8, 1899, reported favorably, read second time.

February 9, 1899, read third time and passed.

February 10, 1899, signed.

February 17, 1899, approved.

By Mr. Heflin of Randolph, by request—

H. 1167. To establish a separate school district in Randolph county.

February 8, 1899, read first time, referred to Committee on Education.

February 9, 1899, reported favorably, read second time.

February 10, 1899, read third time and passed.

February 15, 1899, signed.

February 17, 1899, approved.

By Mr. Brandon—

H. 1169. To authorize and empower the mayor and aldermen of Tuscaloosa to improve the sidewalks of the city of Tuscaloosas, Alabama, at the cost of the parties, whose property abuts such sidewalks; and to authorize and empower the mayor and aldermen of Tuscaloosa to require parties to improve sidewalks; on which their property abuts and to authorize and empower the mayor and aldermen to provide punishment upon failure to improve such sidewalks after notice.

February 10, 1899, read first time, referred to Committee on Banking and Insurance.

By Mr. Spears—

H. 1170. To establish a separate school district in St. Clair county, to be called Edon School District.

February 6, 1899, read first time, referred to Committee on Education.

February 8, 1899, reported favorably, read second time.

February 15, 1899, read third time and passed.

February 16, 1899, signed.

February 17, 1899, approved.

By Mr. Andress of Pike—

H. 1172. To change the name of John Jackson Munn to Major Munn.

February 18, 1899, read first time, referred to Committee on Privileges and Elections.

February 20, 1899, reported favorably, read second time.

By Mr. Moody, by request—

H. 1173. To authorize Elijah A. Dennis, Julia R. Dennis and Texas A. Shankles, minors, to sell and convey their lands in DeKalb county, Alabama.

February 18, 1899, read first time, referred to Committee on Finance and Taxation.

February 20, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Bulger—

H. 1174. To regulate the fees of constable of Beat 7, Tallapoosa county.

February 4, 1899, read first time, referred to Committee on Finance and Taxation.

February 7, 1899, reported favorably, amended, read second time.

February 10, 1899, amendment tabled, read third time, passed.

February 15, 1899, signed .

February 17, 1899, approved.

By Mr. Cofer—

H. 1176. To authorize and empower township trustees, the trustees, boards of control and managers of school districts, and separate school districts created in Cullman county, Alabama, to transfer children, within the school age, in or out of separate school district in said county.

February 9, 1899, read first time, referred to Committee on Education.

February 16, 1899, reported favorably, read second time, amended.

By Mr. Graves—

H. 1181. For the relief of W. T. Robertson of Montgomery county, Alabama.

February 18, 1899, read first time, referred to Committee on Finance and Taxation.

February 21, 1899, reported favorably,
read second time.

February 23, read third time, passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Vaughan—

H. 1182. To fix the compensation of members of the
court of county revenues of Dallas county.

February 10, 1899, read first time, referred
to Committee on Finance and Taxation.

February 16, 1899, reported favorably,
read second time, amended.

February 18, 1899, as amended, read
third time and passed.

February 20, 1899, House concurs Senate
amendment.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Cheatham—

H. 1187. Authorizing the city council of Greenville,
Butler county, Alabama to levy a license tax
for the city of Greenville.

February 10, 1899, read first time, referred
to Committee on Finance and Taxation.

February 11, 1899, reported favorably,
read second time.

February 20, 1899, read third time and
passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Burkhalter—

H. 1191. To amend an act entitled an act to incorpor-
ate the Guarantee Trust and Surety Com-
pany, approved February 11th, 1897, by con-
ferring upon the corporation therein author-
ized additional powers and to change provision
thereof in respect to meetings of stock-
holders.

February 9, 1899, read first time, referred to Committee on Corporations.

February 11, 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Killen—

H. 1192. To authorize the mayor and aldermen of the city of Florence to cause, or procure the streets, sidewalks, avenues and alleys of said city to be graded, graveled, paved, curbed, or otherwise improved with the material and in the manner prescribed by said mayor and aldermen; to assess the cost of all such improvement against the abutting property, according to the frontage thereof or according to the benefits to said property, to make such assessment a lien on said lands or lots; to prescribe a method for the enforcement of such lien; to provide a method for the payment of such assessments and to issue bonds to anticipate such payments.

February 4, 1899, read first time, referred to Committee on Local Legislation.

February 11, 1899, reported favorably, read second time, amended.

February 15, 1899, amendment adopted, read third time and passed.

February 17, 1899, House concurs Senate amendment.

February 18, 1899, signed.

February 21, 1899, approved.

By Mr. Cofer—

H. 1193. To regulate the recording fees of the judge of probate of Cullman county, Alabama.

February 16, 1899, read first time, referred to Committee on Revision of Laws.

By Mr. Bulger—

H. 1194. To amend Section 4 of an act entitled an act to incorporate the town of Camp Hill, approved February 18th, 1895.

February 10, 1899, read first time, referred to Committee on Municipal and County Organizations.

February 16, 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Thigpen—

H. 1195. To require the court of county commissioners of Crenshaw county to let out all bridge contracts at public outcry to the lowest responsible bidder.

February 9, 1899, read first time, referred to Committee on Local Legislation.

February 10, 1899, reported favorably, amended, read second time.

February 15, 1899, substitute adopted, read third time and passed.

February 17, 1899, House concurs Senate amendment.

February 17, 1899, signed.

February 21, 1899, approved.

By Mr. Burkhalter—

H. 1196. To establish a new charter for the city of Birmingham, Alabama.

February 10, 1899, read first time, referred to Committee on Corporations.

February 18, 1899, reported favorably, read second time.

February 20, 1899, read third time and passed, amendment adopted.

February 20, 1899, House concurs Senate amendment.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Sturdivant—

H. 1198. To prohibit hunting on the lands of persons in Shelby county.

February 18, 1899, read first time, referred to Committee on Local Legislation.

February 20, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed, amended.

February 21, 1899, House concurs in Senate amendment.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Haynie—

H. 1200. To regulate and provide for the working of the public roads in Precinct No. 1, in Elmore county.

February 16, 1899, read first time, referred to Committee on Local Legislation.

February 17, 1899, reported favorably, read second time.

By Mr. Vaughan—

H. 1203. To authorize and direct the court of county revenues for Dallas county, Alabama, to erect a new court house for said Dallas county, at Selma, Alabama, on land to be procured for the purpose.

February 9, 1899, read first time referred to Committee on Local Legislation.

February 10, 1899, reported favorably, read second time.

February 15, 1899 read third time and passed.

February 16, 1899, signed.

February 17, 1899, approved.

Also—

H. 1204. To authorize the court of county revenues of Dallas county, Alabama, to levy and collect a special tax for the purpose of building a new court house for said county.

February 9, 1899, read first time, referred to Committee on Local Legislation.

February 10, 1899, reported favorably, read second time.

February 15, 1899, read third time and passed.

February 16, 1899, signed.

February 17, 1899, approved.

By Mr. Hollis—

H. 1205. To provide and establish a stock law for Fayette county, Alabama.

February 9, 1899, read first time, referred to Committee on Agriculture.

February 10, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Harwood—

H. 1206. To regulate the compensation of county commissioners in Greene county, Alabama.

February 18, 1899, read first time, referred to Committee on Judiciary.

February 20, 1899, reported favorably, read second time.

By Mr. Waller, with notice and proof—

H. 1207. For the relief of Mary F. Pickens, Israel Pickens and Matilda Rose Pickens, of Hale county, Alabama.

February 11, 1899, read first time, referred to Committee on Privileges and Elections.

February 10, 1899, reported favorably,
read second time.

February 18, 1899, read third time and
passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Kyle—

H. 1208. To authorize Morgan county to build macadamized roads and to issue bonds of the county to aid in the construction thereof.

February 16, 1899, read first time, referred to Committee on Commerce and Common Carriers.

February 17, 1899, reported favorably,
read second time.

February 18, 1899, read third time and
passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Heflin of Randolph—

H. 1210. To establish a separate school district in Randolph county.

February 10, 1899, read first time, referred to Committee on Education.

February 16, 1899, reported favorably,
read second time.

February 18, 1899, read third time and
passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. McGuin—

H. 1211. To prohibit the sale, giving away or otherwise disposing of vinous or malt liquors, intoxicating ciders, bitters or beverages, or fruits preserved in alcoholic liquors within two miles of the "Florence Tallman Chapel" Russell county, Alabama.

February 10, 1899, read first time, referred to Committee on Temperance.

February 11, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899 approved.

By Mr. Dameron—

H. 1213. To establish a charter for the city of East-Aboga in Talladega county, Alabama.

February 10, 1899, read first time, referred to Committee on Judiciary.

February 15, 1899, reported favorably read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23 1899, approved.

Also—

H. 1214. To incorporate the town of McFall in Talladega and Calhoun counties, Alabama.

February 10, 1899, read first time, referred to Committee on Corporations.

February 15, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Edwards—

H. 1217. To repeal an act, approved February 18th, 1887, to increase the jurisdiction of Justices of the Peace and Notaries Public and ex-officio Justices of the Peace in Coffee county.

February 18, 1899, read first time, referred to Committee on Judiciary.

February 20, 1899, reported favorably,
read second time.

By Mr. McCain—

H. 1219. To prevent stock from running at large in the following described boundaries, in Beat No. 3, Calhoun county, Alabama.

February 10, 1899, read first time, referred to Committee on Local Legislation.

February 11, 1899, reported favorably read second time.

February 20, 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Reynolds—

H. 1220. To vacate and abolish certain parts of Highland, Vine and North Boundary streets in the town of Montevallo, and to invest the title to such vacated parts of said streets in the Board of Trustees of the Alabama Industrial School for white girls.

February 20, 1899, read first time, referred to Committee on Education.

February 21, 1899, reported favorably, read second time.

By Mr. Kyle—

H. 1222. To regulate the trial of misdemeanors in Morgan county.

February 18, 1899, read first time, referred to Committee on Judiciary.

February 20, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Sturdivant—

H. 1225. To authorize the Probate Judge of Shelby county to prohibit the running at large of stock in said county under certain conditions.

February 9, 1899, read first time, referred to Committee on Local Legislation.

By Mr. Dameron—

H. 1228. To change the name of Amanda J. Knox, of Talladega county, to Amanda J. Childress.

February 16, 1899, read first time, referred to Committee on Privileges and Elections.

February 20, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Riggs—

H. 1230. To confirm the incorporation and amend the charter of the Selma Driving Park Association.

February 10, 1899, read first time, referred to Committee on Corporations.

February 15, 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Hollis—

H. 1235. To abolish the corporation of Fayetteville in Fayette county, Alabama.

February 10, 1899, read first time, referred to Committee on Corporations.

February 15, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. McQueen—

H. 1236. To carry into effect a pending bill in Congress of the United States entitled an act to grant lands to the State of Alabama, for the use of the Industrial School for girls of Alabama, and for the Tuskegee Normal and Industrial Institute.

February 11, 1899, read first time, referred to Committee on Corporations.

February 15, 1899, reported favorably, read second time.

February 16, 1899, read third time and passed.

February 17, 1899, signed.

February 21, 1899, approved.

By Mr. Robinson—

H. 1237. To provide for the compensation of the Commissioners appointed to investigate the indebtedness of the State of Alabama to the State University.

February 1, 1899, read first time, referred to Committee on Finance and Taxation.

February 11, 1899, reported favorably, read second time.

February 15, 1899, read third time and passed.

February 17, 1899, signed.

February 21, 1899, approved.

By Mr. Sullivan—

H. 1238. For the relief of D. J. Long, sheriff of Washington county.

February 9, 1899, read first time, referred to Committee on Local Legislation.

February 10, 1899, reported favorably,
read second time.

February 23, 1899, read third time and
passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Cheatham, by request—

H. 1240. To authorize and empower the Board of
Revenue, of Butler county, to levy and col-
lect a special tax, not exceeding one half of
one per cent on the value of the property of
the said county for the purpose of erecting
bridges over streams along public highways
in said county.

February 9, 1899, read first time, referred
to Committee on Commerce and Common
Carriers.

February 10, 1899, reported favorably,
read second time.

February 11, 1899, read third time and
passed.

February 16, 1899, signed.

February 17, 1899, approved.

By Mr. Matthews—

H. 1241. To create a school district in Clarke county,
known as Moncrief School District.

February 7, 1899, read first time, referred
to Committee on Education.

February 16, 1899, reported favorably,
read second time.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Sloan—

H. 1242. To amend Section six of an act to establish
and provide for the holding of a circuit court
at Bangor, in the Western Division of Blount
county, approved February 13, 1891.

February 9, 1899, read first time, referred to Committee on Revision of Laws.

February 10, 1899, reported favorably, read second time.

February 15, 1899, read third time and passed.

February 16 1899, signed.

February 17, 1899, approved.

By Mr. Rousseau, by request—

H. 1244. To regulate the trial of misdemeanors in Madison county.

February 10, 1899, read first time, referred to Committee on Revision of Laws.

February 18, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Harris—

H. 1245. To amend Section 4715 of the Code of Alabama.

February 10, 1899, read first time, referred to Committee on Finance and Taxation.

February 18, 1899, reported favorably, read second time.

February 20, 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Rogers, by request—

H. 1246. To regulate sale of vinous, spirituous and malt liquors in the county of Lowndes.

February 9, 1899, read first time, referred to Committee on Temperance.

February 16, 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Wallace—

H. 1247. To give the constable of Madison county the power to appoint a deputy constable.

February 8, 1899, read first time, referred to Committee on Local Legislation.

February 9, 1899, reported favorably, amended, read second time.

February 16, 1899, House concurs Senate amendment.

February 16, 1899, read third time and passed, amendment adopted.

February 18, 1899, signed.

February 21, 1899, approved.

By Mr. Walter—

H. 1249. To declare John George, a liner between the counties of Hale and Perry, a citizen of Hale county.

February 10, 1899, read first time, referred to Committee on Agriculture.

February 16, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

Also—

H. 1250. For the relief of R. U. Dubois of Hale county, Alabama.

February 10, 1899, read first time, referred to Committee on Agriculture.

February 16, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

By Mr. Waller—

H. 1253. To exempt cotton and other agricultural products from taxation in the hands of the producer, or in the hands of the purchaser, purchasing the same for prompt shipment.

February 10, 1899, read first time, referred to Committee on Finance and Taxation

February 20, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed, amended. House concurs.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Haynie—

H. 1255. To incorporate a separate school district in Elmore county, to be known as the Tallassee School District.

February 18, 1899, read first time, referred to Committee on Education.

February 20, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Green—

H. 1256. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, wines, ciders, or other intoxicating beverages within six miles of Falkville, Morgan county, Alabama.

February 9, 1899, read first time, referred to Committee on Temperance.

February 10, 1899, read second time.

February 20, 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Rogers—

H. 1258. To amend Section five (5) of an act, approved February 15th, 1895, entitled an act to create a lien in favor of the owners or keepers of pastures for the payment of their charges for pasturing stock in the counties of Wilcox and Dallas.

February 10, 1899, read first time, referred to Committee on Agriculture.

February 17, 1899, reported favorably, read second time.

By Mr. Tunstall—

H. 1260. To authorize and empower the minor children of W. T. Singley to receive from and receipt to the executor or administrator of the estate of J. A. Singley, deceased, any money or moneys due by him as such executor or administration.

February 9, 1899, read first time, referred to Committee on Judiciary.

February 16, 1899, reported favorably, read second time.

February 20, 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

Also—

H. 1261. To prevent the beating of drums on the public highways or roads in Beats No. 1, 3 and 10, in Hale county.

February 9, 1899, read first time, referred to Committee on Agriculture.

February 10, 1899, reported favorably, read second time, calendar.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Lee—

H. 1263. To regulate the times of the opening of the Circuit Courts, on the first day thereof, in the third and eighth Judicial Circuits.

February 10, 1899, read first time, referred to Committee on Judiciary.

By Mr. Carson—

H. 1266. For the preservation of game, animals and birds in Dallas county.

February 8, 1899, read first time, referred to Committee on Local Legislation.

February 9, 1899, reported favorably, substitute, read second time.

February 10, 1899, substitute adopted, read third time and passed.

February 16, 1899, House concurs Senate amendment.

February 16, 1899, signed.

February 17, 1899, approved.

By Mr. Caps—

H. 1268. To establish a separate school district to be known as the Edwin School District, in the county of Henry and for the management of the school thereof.

February 10, 1899, read first time, referred to Committee on Education.

February 16, 1899, reported favorably, read second time.

By Mr. Burkhalter—

H. 1269. To incorporate the Social Reading Club of Brimingham, Alabama.

February 10, 1899, read first time, referred to Committee on Corporations.

February 15, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Jones of Lee—

H. 1271. To amend Section one of an act, approved December 9th, 1896, entitled an act to amend an act entitled an act to establish a new charter for Phenix City, in Lee county, Alabama, approved December 10th, 1894.

February 9, 1899, read first time, referred to Committee on Municipal and County Organizations.

February 16, 1899, reported favorably, read second time, amended.

February 17, 1899, read third time and passed, amendment adopted.

February 20, 1899, House concurs Senate amendment.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Dameron, by request—

H. 1273. For the relief of Osceola Evans, of Clay county.

February 9, 1899, read first time, referred to Committee on Judiciary.

February 10, 1899, reported favorably, read second time.

February 15, 1899, read third time and passed.

February 16, 1899, signed, approved.

H. 1279. To regulate the rental allowed for the use of telephones in Jefferson county, Alabama, and fixing a penalty for its violation.

February 11, 1899, read first time, referred to Committee on Commerce and Common Carriers.

By Mr. Hurt—

H. 1281. To incorporate the Cross Keys High School in the town of Cross Keys, Macon county, Alabama.

February 16, 1899, read first time, referred to Committee on Education.

February 18, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Brandon—

H. 1282. To pay for articles purchased for the use of the Senate and House of Representatives and for repairing the Senate Chamber and the Hall of the House of Representatives, and for the repairing and furnishing the rooms of the Engrossing and Enrolling clerks of the House of Representatives.

February 11, 1899, read first time, referred to Committee on Finance and Taxation.

By Mr. Foster—

H. 1283. For the relief of Samuel T. Alston. To authorize and require the treasurer of Tuscaloosa county to pay him certain officer's claims out of fine and forfeiture fund.

February 11, 1899, read first time, referred to Committee on Privileges and Elections.

February 15, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed, approved.

By Mr. Pettus—

H. 1284. To authorize an election in Limestone county to determine whether or not one hundred thousand (\$100,000.00) dollars worth of bonds shall be issued for the purpose of building pike or macadamized roads in said county and to authorize the issue of said bonds by the commissioners' court, provided a majority of the legal voters voting in said election vote for the bond issue.

February 10, 1899, read first time, referred to Committee on Privileges and Elections.

February 17, 1899, reported favorably, read second time, amended.

February 18, 1899, as amended, read third time and passed.

February 20, 1899, House concurs Senate amendment.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. George—

H. 1285. To authorize the town of Marion to levy and collect license taxes upon professions, occupations, vocations and business practiced, carried on or engaged in within said town.

February 7, 1899, read first time, referred to Committee on Finance and Taxation.

February 9, 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Hurt—

H. 1288. For the preservation and protection of the quail, commonly called partridge, in the county of Macon.

February 16, 1899, read first time, referred to Committee on Local Legislation.

February 17, 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Vaughan—

H. 1289. To exempt the property of the Alabama Baptist University from the payment of taxes.

February 16, 1899, read first time, referred to Committee on Finance and Taxation.

By Mr. Huly—

H. 1293. To authorize the commissioners' court of Jefferson county, or the board of revenues of Jefferson county, to purchase a bridge from the Palos Coal Company over the Locust fork of the Warrior river.

February 9, 1899, read first time, referred to Committee on Local Legislation.

February 17, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February, 23, 1899, signed, approved.

By Mr. Hood—

H. 1297. For the relief of Bankers and Merchants Life Association, of Illinois.

February 20, 1899, read first time, referred to Committee on Banking and Insurance.

February 21, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed, signed, approved.

By Mr. Green—

H. 1299. To define the jurisdiction of justices of the

peace and notaries public who are ex-officio justices of the peace of Precincts Nos. five and ten in Morgan county, and to provide for service of all process from their courts.

February 10, 1899, read first time, referred to Committee on Judiciary.

February 16, 1899, reported favorably, second time.

February 21, 1899, read third time, and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Harwood—

H. 1300. To authorize the commissioners' court of Greene county to divide said county into road precincts and to appoint and employ road overseers to have supervision of the public roads in said county, and to direct and prescribe the duties of said road overseers and to provide for paying said overseers and to define the duties of such overseers, and to authorize the commissioners' court of Greene county to purchase for said county necessary tools, road machines, implements and plows, to be used for repairing, working and improving the public roads in said Greene county, and to provide for the improvement of the public roads in Greene county.

February 11, 1899, read first time, referred to Committee on Local Legislation.

February 15, 1899, reported favorably, read second time.

February 20, 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Houston—

H. 1301. To require members of the court of county

commissioners or board of revenue in Jefferson county, to give bond for the faithful performance of the official duties.

February 18, 1899, read first time, referred to Committee on Judiciary.

By Mr. Smith, of Baldwin—

H. 1305. For the relief H. W. Slaughter, late sheriff and tax collector of Baldwin county, Alabama.

February 10, 1899, read first time, referred to Committee on Finance and Taxation.

February 15, 1899, reported favorably, read second time.

February 16, 1899, read third time and passed.

February 17, 1899, signed.

February 21, 1899, approved.

By Mr. Collier—

H. 1306. To prevent hunting on the lands in Beat No. four, Bibb county, Alabama, without the written consent of the owner or person having control of such land.

February 9, 1899, read first time, referred to Committee on Corporations.

February 11, 1899, reported favorably, read second time.

February 15, 1899, read third time and passed.

February 16, 1899, signed.

February 17, 1899, approved.

By Mr. Cornelius—

H. 1307. To establish a separate school district in Cherokee county, to be known as the Stafford School District.

February 18, 1899, read first time, referred to Committee on Education.

February 20, 1899, reported favorably, read second time.

By Mr. Tunstall—

H. 1309. To provide for the holding of the circuit and chancery courts, when the judges or chancellors thereof fail to attend regular terms, by a supernumerary judge, and to prescribe his powers, duties and pay, and to provide for the election of such judge.

February 10, 1899, read first time, referred to Committee on Judiciary.

February 16, 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

February 20, 1899, signed.

February 22, 1899, approved.

Also—

H. 1310. To authorize and direct the mayor and council of the town of Greensboro to reimburse W. E. W. Yerby and Lee M. Otts for certain moneys paid out by them for said town.

February 9, 1899, read first time, referred to Committee on Finance and Taxation.

February 17, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Moody—

H. 1312. For the relief of James T. Kirk, of Jackson county.

February 16, 1899, read first time, referred to Committee on Finance and Taxation.

By Mr. Jones, of Lee—

H. 1315. To amend section 1377 of the Code of Alabama.

February 17, 1899, read first time, referred to Committee on Finance and Taxation.

February 18, 1899, reported favorably,
read second time.

February 20, 1899, read third time and
passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Wallace—

H. 1316. Authorizing an election in Poplar Ridge in
Madison county for or against the stock law,
approved February 9th 1897, entitled an act
to amend section 1 of an act to prevent hogs
from running at large in Madison county, ap-
proved February 16, 1891.

February 10, 1899, read first time, refer-
red to Committee on Agriculture.

February 17, 1899, reported favorably,
read second time.

By Mr. Green of Morgan—

H. 1319. To establish a separate school district in
Winston and Cullman counties, to be known
as the Flowers School District.

February 17, 1899, read first time, referred
to Committee on Education.

February 18, 1899, reported favorably,
read second time.

By Mr. Hood—

H. 1320. To incorporate the town of Pickett Springs,
in the county of Montgomery.

February 9, 1899, read first time, referred
to Committee on Corporations.

February 11, 1899, reported favorably,
read second time.

February 21 1899, read third time and
passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Brandon—

H. 1324. To amend an act, approved February 16th, 1897, entitled an act to amend an act, approved February 12th, 1879, entitled an act to establish the Warrior Agricultural District to provide for the securing of the same and the management of its affairs and to levy taxes for maintaining the same.

February 11, 1899, read first time, referred to Committee on Agriculture.

February 15, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Sturdivant—

H. 1325. To authorize the Probate Judge of Shelby county to prohibit the running at large of stock in said county under certain conditions.

February 9, 1899, read first time, referred to Committee on Local Legislation.

February 10, 1899, reported favorably, amended, read second time.

February 15, 1899, amendment adopted, read third time and passed.

February 17, 1899, House concurs Senate amendment.

February 17, 1899, signed.

February 21, 1899, approved.

By Mr. Gibson—

H. 1326. To incorporate the supreme conclave of the order of Regents of the White Shield of Alabama.

February 17, 1899, read first time, referred to Committee on Corporations.

February 18, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Kyle, with notice and proof—

H. 1327. To relieve Birdie Comelia Swift, a minor, of the disabilities of non-age.

February 8, 1899, read first time, referred to Committee on Privileges and Elections.

February 9, 1899, reported favorably, read second time.

February 15, 1899, read third time and passed.

February 17, 1899, signed.

February 21, 1899, approved.

By Mr. Smith of Baldwin—

H. 1332. To allow magistrates and constables the same fees in Baldwin and Lawrence Counties that sheriffs and clerks of the circuit court, receive now by law for like services.

February 10, 1899, read first time, referred to Committee on Revision of Laws.

February 15, 1899, reported favorably, read second time.

February 20, 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Jarrett—

H. 1333. To amend an act entitled an act to establish a charter for the town of Albertville, in Marshall county, Alabama, approved February 18th, 1891.

February 17, 1899, read first time, referred to Committee on Municipal and County Organizations.

February 20, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Foster—

H. 1335. To regulate the letting of contracts for printing and stationery in the county of Tuskalooosa.

February 10, 1899, read first time, referred to Committee on Banking and Insurance.

February 15, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Screws—

H. 1336. To fix the fees of Justice of Peace and Constables in the county of Montgomery.

February 18, 1899, read first time, referred to Committee on Judiciary.

February 20, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Hayne—

H. 1337. To authorize the county of Elmore to issue and sell bonds of said county to an amount not exceeding forty thousand dollars for the purpose of building bridges and to purchase the iron bridge, across the Coosa river, at Wetumpka in said county.

February 10, 1899, read first time, referred to Committee on Local Legislation.

February 16, 1899, reported favorably, read second time with amendment.

February 18, 1899, as amended, read third time and passed.

February 20, 1899, House non-concurred Senate amendment committee on conference.

February 20, 1899, Committee Conference report amendment concurred in.

February 21, 1899, signed.

Also—

H. 1338. To empower the Wetumpka Bridge Company to sell to Elmore county and to empower the county of Elmore to purchase the bridge of said Wetumpka Bridge Company across the Coosa river at Wetumpka together with its rights of way and appurtenances to be held and used as a toll bridge for the period of twelve months from the passage of this act and then to be used as a free public bridge.

February 10, 1899, read first time, referred to Committee on Local Legislation.

February 16, 1899, reported favorably, read second time, amended.

February 18, 1899, as amended, read third time and passed.

February 20, 1899, concurred conference, report concurred in.

February 23, 1899, signed.

By Mr. McCain—

H. 1339. To establish a separate school district in the town of Oxfords, to establish a board of Education therefor and define the duties of the same.

February 11, 1899, read first time referred to Committee on Education.

February 16, 1899, reported favorably, read second time, amendment.

February 18, 1899, read third time and passed.

February 20, 1899, House considers Senate amendment.

February 20, 1899, signed.

February 20, 1899, House non-concurred Senate amendment committee of conference.

February 21, 1899, approved.

By Mr. Lee—

H. 1342. To relieve Rutledge Davie of Barbour county, a minor, under the age of 18 years, of the disabilities of non-age.

February 16, 1899, read first time, referred to Committee on Local Legislation.

February 17, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Byars—

H. 1343. To repeal an act for the protection and preservation of game, animals, birds and fishes, and to prevent camp hunting in Franklin county, approved February 4, 1893.

February 16, 1899, read first time, referred to Committee on Penitentiary.

February 17, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Hurt—

H. 1348. For the relief of C. M. Boyd, ex-sheriff, of Macon county.

February 18, 1899, read first time, referred to Committee on Finance and Taxation.

February 21, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Heflin of Randolph—

H. 1349. To amend Sections 9, 12, and 14 of an act entitled an act to establish a new charter for the town of Roanoke of Randolph county, Alabama approved December 11, 1890.

February 10, 1899, read first time, referred to Committee on Judiciary.

February 11, 1899, read second time.

February 15, 1899, read third time and passed.

February 16, 1899, signed.

February 17, 1899, approved.

By Mr. Waller—

H. 1350. To authorize and empower the mayor and council of the town of Greensboro, Alabama, to issue bonds in a sum not to exceed ten thousand dollars for the purpose of borrowing money to pave, macadamize, chert or otherwise improve the streets of said town.

February 10, 1899, read first time, referred to Committee on Finance and Taxation.

February 11, 1899, reported favorably, read second time.

February 15, 1899, read third time and passed.

February 16, 1899, signed.

February 17, 1899, approved.

By Mr. Burkhalter—

H. 1354. To authorize the mayor and aldermen of Birmingham, to issue bonds of said city for an amount not exceeding two hundred and sixty-nine thousand and four hundred dollars for the purpose of paying off, exchanging

or refunding the outstanding, past due and unpaid interest coupons of said city, due August 13th, 1900; and to issue bonds for the purpose of paying off, exchanging or refunding any of the outstanding bonds of said city.

February 11, 1899, read first time, referred to Committee on Banking and Insurance.

February 18, 1899, reported favorably, read second time, submitted.

February 20, 1899, read third time and passed.

February 23, 1899, signed.

By Mr. Dameron—

H. 1355. To provide for elections in certain precincts of Talladega county to determine whether or not stock shall run at large therein.

February 16, 1899, read first time, referred to Committee on Agriculture.

By Mr. Delchamps—

H. 1357. To empower the Board of Revenue and Road Commissioners of Mobile county to purchase and improve the old shell road.

February 10, 1899, read first time, referred to Committee on Local Legislation.

February 15, 1899, reported favorably, read second time.

February 16, 1899, House concurs Senate amendment.

February 16, 1899, read third time and passed, amendment adopted.

February 18, 1899, signed.

February 21, 1899, approved.

By Mr. Garner, by request—

H. 1358. To prohibit the sale of spirituous, vinous or malt liquors within one mile of the Universalist church near Ariosto, in Dale county, Alabama.

February 10, 1899, read first time, referred to Committee on Temperance.

February 11, 1899, reported favorably, read second time.

February 20, 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Fuller—

H. 1360. To authorize the Court of County Commissioners of DeKalb county to levy a special tax the purpose of paying the outstanding bonds of said county issued for the purpose of building a court house and of repairing the jail and furnishing the court house of said county with furniture and to pay the interest on said bonds.

February 10, 1899, read first time, referred to Committee on Finance and Taxation.

February 16, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Lacy—

H. 1361. To define the term of office of the Superintendent of Education of Walker county.

February 16, 1899, read first time, referred to Committee on Local Legislation.

February 17, 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Pettus—

H. 1368. To direct the Secretary of State to provide

the law library of the University of Alabama with a set of the Acts of the General Assembly of Alabama, and with one copy each of the journals of the house and senate.

February 10, 1899, read first time, referred to Committee on Judiciary.

February 15, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

Also—

H. 1369. To provide for the working of certain convicts upon the roads of Limestone county.

February 10, 1899, read first time, referred to Committee on Privileges and Elections.

February 21, 1899, reported favorably, read second time.

By Mr. Garrett—

H. 1373. To establish a text-book board for the county of Cleburne, and to define its duties and powers.

February 18, 1899, read first time, referred to Committee on Education.

February 20, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Patterson—

H. 1375. To establish a separate school district in Barbour county, Alabama, to be known as the Carinth School District.

February 16, 1899, read first time, referred to Committee on Education.

February 18, 1899, reported favorably,
read second time.

February 21, 1899, read third time and
passed.

February 23, 1899, signed.

February 23, 1899, approved.

Also—

H. 1376. To establish a separate school district in
Barbour county, Alabama, to be known as
the Oatston School District.

February 16, 1899, read first time, referred
to Committee on Education.

February 18, 1899, reported favorably,
read second time.

February 20, 1899, read third time and
passed.

February 21, 1899, signed.

February 21, 1899 approved.

By Mr. Davis—

H. 1377. To amend Section 1 of an act to grant a new
charter for the town of Guin, Marion county,
Alabama, approved December 14, 1898.

February 17, 1899, read first time, referred
to Committee on Corporations.

February 18, 1899, reported favorably,
read second time.

February 21, 1899, read third time and
passed.

February 23, 1899, signed.

February 23, 1899, approved.

Also—

H. 1379. To amend Section 3 of an act to regulate and
prescribe the manner of electing County
Commissioners in the counties of Lamar,
Fayette, Marion and Franklin, approved
February 18, 1891.

February 16, 1899, read first time, referred
to Committee on Privileges and Elections.

February 20, 1899, reported favorably,
read second time.

February 21, 1899, read third time and
passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Robinson—

H. 1380. To provide for the recovery to the State of
lands not legally patented and to settle dis-
puted titles.

February 18, 1899, read first time referred
to Committee on Judiciary.

February 20, 1899, reported favorably,
read second time.

February 21, 1899, read third time and
passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Foster—

H. 1381. To make valid certain claims against the
fine and forfeiture fund of Tuscaloosa
county, which have been once registered and
lost their place and validity by failure to
register again.

February 16, 1899, read first time, referred
to Committee on Banking and Insurance.

February 17, 1899, reported favorably,
read second time.

February 23, 1899, read third time and
passed.

February 23, 1899, signed.

Also—

H. 1382. To provide for the election of a Treasurer
for the trustees of the Bethel School District,
in Tuscaloosa county, and define his duties.

February 16, 1899, read first time, referred
to Committee on Education.

By Mr. Patterson—

H. 1383. For the relief of W. H. Pruett, Judge of Probate of Barbour county, Alabama, and to release him from the payment of the sum of one hundred dollars into the State treasury and two hundred dollars into the county treasury of Barbour county.

February 16, 1899, read first time, referred to Committee on Finance and Taxation.

February 20, 1899, reported faorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Long—

H. 1384. To amend Section 1 of an act entitled an act to confer certain powers on the Board of Control of the Jackson Agricultural College and their successors, approved February 15, 1897.

February 16, 1899, read first time, referred to Committee on Agriculture.

February 18, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Poole—

H. 1385. To more effectually secure competent and well qualified jurors for the county of Mar-engo.

February 18, 1899, read first time, referred to Committee on Judiciary.

February 20, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 21, 1899, signed.
February 21, 1899, approved.

By Mr. Sturdivant—

H. 1386. To establish a separate school district in Shelby county to be known as the Harpersville School District.

February 17, 1899, read first time, referred to Committee on Education.

February 18, 1899, reported favorably, read second time.

February 20, 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Gibson—

H. 1388. To establish a new charter for the town of Woodlawn, in the county of Jefferson, State of Alabama.

February 17, 1899, read first time, referred to Committee on Municipal and County Organizations.

February 18, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Kyle—

H. 1393. To amend Sections 1065 and 1066 of the Code of (1896) Alabama.

February 15, 1899, read first time referred to Committee on Judiciary.

February 17, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Hood—

H. 1396. To authorize the city council of Montgomery to issue bonds for the purpose of borrowing money to construct sanitary sewers in the city of Montgomery.

February 17, 1899, read first time, referred to Committee on Corporations.

February 18, 1899, reported favorably read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Sturdivant—

H. 1398. To amend Section 2 of an act entitled an act to establish a charter for the city of Vincent in Shelby county, Alabama.

February 17, 1899, read first time, referred to Committee on Municipal and County Organizations.

February 18, 1899, reported favorably, read second time.

February 20, 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Seymour—

H. 1399. To authorize Sumter county to build macadamized or turn-pike roads, and to issue bonds of the county to aid in the construction thereof.

February 20, 1899, read first time, referred to Committee on Finance and Taxation.

By Mr. Davis—

H. 1400. To fix the fees of the Judge of Probate of Marion county, for recording mortgages.

February 16, 1899, read first time, referred to Committee on Finance and Taxation.

Warrants for —, issued by Justice of the Peace in certain cases, returnable, alone, before themselves etc.; H. 191; 899, 1030, 1190.

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Bay Shell Road in —, to authorized sale of, to —, S. 87; 93, 120, 133, 314, 319.

Chancellor of S. W. Chancellor division to remove certain disabilities of; (See individuals.)

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Purchase of Old Shell Road by —, relative to, etc.; H. 1357; 776, 811, 891-2, 932, 946,

Road Law for —, H. 628; 941, 979.

Whipping for petit larceny, provided for, in—, H. 360; 328, 423, 467-8, 526, 532.

MOBILE, CITY OF, IN;

Bienville water, Supply Company; act amending charter of, amended; S. 296; 416, 915, 988, 1172, 1198,

February 18, 1899, read third time and passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Cofer—

H. 1404. To limit the time of the sessions of the Grand Jury, empanelled in Cullman county, Alabama.

February 17, 1899, read first time, referred to Committee on Revision of Laws.

February 18, 1899, reported favorably, read second time.

Also—

H. 1405. To regulate the fees for ex-officio and road services of officers in Cullman county Alabama, and provide for the payment of the same.

February 17, 1899, read first time, referred to Committee on Local Legislation.

February 18, 1899, reported favorably, read second time, amended.

Also—

H. 1406. To authorize and empower the clerk of the Circuit Court of Cullman county, Alabama, to issue subpoenas for witnesses before the Grand Juries of said county.

February 17, 1899, read first time, referred to Committee on Revision of Laws.

February 21, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

Also—

H. 1407. To require the judge presiding at the circuit courts of Cullman county, Alabama, to

approve the allowances due and payable to the Bailiffs in attendance upon the terms of the court before a certificate shall be issued by the clerk therefor.

February 17, 1899, read first time referred to Committee on Revision of Laws.

February 21, 1899, reported favorably, read second time, amended.

Also—

H. 1408. To prevent the purchase of stationery by any of the officers of Cullman county, Alabama, unless the same has been ordered under the order of the commissioners court or boards of revenue of said county.

February 17, 1899, read first time, referred to Committee on Printing.

February 18, 1899, reported favorably, read second time.

February 20, 1899, read third time and passed.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. Waller, with notice and proof—

H. 1409. For the relief of the heirs of Dennis Washington, deceased, in the matter of the sale by the State of certain lands belonging to said heirs for taxes in Marengo county, Alabama.

February 20, 1899, read first time, referred to Committee on Finance and Taxation.

February 21, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Pettus—

H. 1410. To relieve Emmet Cooley Peebles, of Lime stone county, of the disabilities of non-age.

February 17, 1899, read first time referred to Committee on Privileges and Elections.

February 20, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Fuller—

H. 1413. To establish a separate school district in DeKalb county, to be known as Lathamville School District.

February 18, 1899, read first time, referred to Committee on Education.

February 20, 1899, reported favorably, read second time.

By Mr. Bruner—

H. 1417. To authorize the court of County Commissioners of Conecuh county to establish an additional voting precinct in Beat 5, Conecuh county.

February 16, 1899, read first time, referred to Committee on Privileges and Elections.

February 20, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Forrester—

H. 1418. To establish a separate school district in Henry county, to be known as the Kinsey School District.

February 15, 1899, read first time, referred to Committee on Education.

February 18, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Wallace—

H. 1420. To regulate the number of bailiffs in attendance on the circuit court of Madison county and to prescribe their compensation for such services.

February 16, 1899, read first time, referred to Committee on Revision of Laws.

February 17, 1899, reported favorably, read second time.

February 18, 1899, read third time and passed.

February 20, 1899, reconsidered as amended, read third time and passed.

February 20, 1899, House concurs in Senate amendment.

February 21, 1899, signed.

February 21, 1899, approved.

By Mr. George—

H. 1422. To change the name of Lewis Allen Morgan, Jr., of Perry county, to that of Allen Lewis Morgan.

February 16, 1899, read first time, referred to Committee on Local Legislation.

February 17, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Gibson—

H. 1426. To establish a separate school district for the town of Pratt City, Alabama.

February 17, 1899, read first time, referred to Committee on Education.

February 20, 1899, reported favorably,
read second time.

February 21, 1899, read third time and
passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Bulger—

H. 1430. To create a lien in favor of public ginners in
Tallapoosa county and to regulate the en-
forcement of same.

February 17, 1899, read first time, referred
to Committee on Judiciary.

February 20, 1899, reported favorably,
read second time.

February 21, 1899, read third time and
passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Brown—

H. 1431. To provide a system of waterworks for the
city of Sheffield.

February 16, 1899, read first time, referred
to Committee on Corporations.

February 17, 1899, reported favorably,
read second time.

February 18, 1899, read third time and
passed.

February 20, 1899, signed.

February 21, 1899, approved.

By Mr. Davis—

H. 1434. To require all persons, owning or operating
a cotton gin in Marion county, Alabama, to
fence the same, and prescribe the penalty for
failure to comply with this act.

February 16, 1899, read first time, referred
to Committee on Local Legislation.

February 17, 1899, reported favorably,
read second time.

By Mr. Burkhalter—

H. 1437. To incorporate the Leisure Hour Club of Birmingham, Alabama.

February 17, 1899, read first time, referred to Committee on Corporations.

February 18, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Byars—

H. 1442. To amend an act entitled an act to prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous or malt liquors; or any intoxicating bitters in Beat No. 2, known as Russellville Beat, in Franklin county.

February 18, 1899, read first time, referred to Committee on Temperance.

February 20 1899, reported favorably read second time, amended.

February 21, 1899, as amended, read third time and passed.

February 23, 1899, House concurs.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Mitchell—

H. 1444. To amend sub-division four of Section 3911 of the Code of Alabama with reference to the assessment of stock of merchandise.

February 17, 1899, read first time, referred to Committee on Finance and Taxation.

February 18, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Fuller—

H. 1445. To incorporate the Valley Head High School in DeKalb county, Alabama.

February 18, 1899, read first time, referred to Committee on Education.

February 20, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

B Mr. Bruner—

H. 1447. To require the clerk of the circuit court of Conecuh county to perform the duties of clerk of the county court of said county and fixing his fees for said service.

February 18, 1899, read first time, referred to Committee on Local Legislation.

February 20, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Hardin—

H. 1449. To repeal an act to amend an act approved February 22, 1887, making T. 17, R. 6 East, Perry county, Alabama, a separate school district, said amended act being House Bill No. 814.

February 18, 1899, read first time, referred to Committee on Corporations.

February 20, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed, approved.

By Mr. Bulger—

H. 1451. To increase the State revenue of the public schools of the State of Alabama.

February 18, 1899, read first time, referred to Committee on Finance and Taxation.

February 20, 1899, reported adversely.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

By Mr. Jones, of Lee—

H. 1452. For the preservation and protection of certain birds in Lee county, Alabama.

February 18, 1899, read first time, referred to Committee on Local Legislation.

February 20, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Cheatham—

H. 1453. To amend section 12 of an act to amend the town charter of Georgiana, Butler county, Alabama, approved February 28th, 1887.

February 18, 1899, read first time, referred to Committee on Corporations.

February 20, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed, approved.

By Mr. Bulger—

H. 1454. To provide for the execution of conveyance by married men whose wives are insane.

February 18, 1899, read first time, referred to Committee on Judiciary.

February 20, 1899, reported favorably, read second time.

February 21, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

By Mr. Burkhalter—

H. 1455. To incorporate the "Trustees of the St. Vincent Hospital of Birmingham, Alabama."

February 18, 1899, read first time, referred to Committee on Corporations.

February 20, 1899, reported favorably, read second time.

By Mr. Lacy—

H. 1457. To incorporate the town of Eldridge in the county of Walker, State of Alabama.

February 20, 1899, read first time, referred to Committee on Corporations.

February 21, 1899, reported favorably, read second time.

By Mr. McQueen—

H. 1461. To amend an act to incorporate the Southern Lumber Fire Association, of Birmingham, Alabama, and to define its rights and powers and franchise, approved February 14th, 1895.

February 20, 1899, read first time, referred to Committee on Corporations.

February 21, 1899 reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed, approved.

By Mr. Heflin, of Chambers—

H. 1463. To amend an act entitled an act to provide for the extension of stock law in Clay county, approved February 11th, 1897.

February 20, 1899, read first time, referred to Committee on Military.

February 21, 1899, reported favorably,
read second time.

February 23, 1899, read third time and
passed.

February 23, 1899, signed, approved.

By Mr. Sloan—

H. 1464. To provide for a vote of the people on the subject of one or two court houses in Blount county.

February 20, 1899, read first time, referred to Committee on Revision of Laws.

By Mr. Robinson—

H. 1467. To amend section 3925 of the Code of Alabama, so far as the same relates to the county of Mobile.

February 20, 1899, read first time, referred to Committee on Municipal and County Organizations.

February 21, 1899, reported favorably,
read second time.

February 23, 1899, read third time and
passed.

February 23, 1899, signed, approved.

By Mr. Foster, with notice and proof—

H. 1470. For the relief of Alex Rose and to pay him one hundred and fifty dollars, earned by him while improperly imprisoned in the State Penitentiary.

February 20, 1899, read first time, referred to Committee on Penitentiary.

February 21, 1899, reported favorably,
read second time.

February 23, 1899, read third time and
passed, signed.

Also—

H. 1471. To amend an act to refund amounts paid for the years 1897 and 1898 as vehicle or wagon

tax, under the provisions of section 3 of an act for the improvement of roads and bridges in Tuscaloosa county, approved February 18, 1897.

February 20, 1899, read first time, referred to Committee on Banking and Insurance.

February 21, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed.

February 23, 1899, approved.

Also—

H. 1472. To confer upon the probate court of Tuscaloosa county jurisdiction of chancery courts in cases for partition and sales of property for partition division or distribution.

February 20, 1899, read first time, referred to Committee on Banking and Insurance.

February 21, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed, approved.

By Mr. Brown, of Colbert—

H. 1473. To amend the city charter of Sheffield, in the county of Colbert, State of Alabama.

February 18, 1899, read first time, referred to Committee on Corporations.

February 20, 1899, reported favorably, read second time.

By Mr. Cofer—

H. 1482. To regulate the estimation of the county vote in the county of Cullman.

February 20, 1899, read first time, referred to Committee on Revision of Laws.

February 21, 1899, reported favorably, read second time, amended.

Also—

H. 1484. To increase the powers of the mayor and council of the city of Cullman, Alabama.

February 20, 1899, read first time, referred to Committee on Revision of Laws.

February 21, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899, signed, approved.

Also—

H. 1485. To relieve Eugene Alfred Grayot, of Cullman county, State of Alabama, of the disabilities of non-age, and to invest him with certain rights.

February 20, 1899, read first time, referred to Committee on Privileges and Elections.

February 21, 1899, reported favorably, read second time.

By Mr. Cheatham, by request—

H. 1486. To repeal the prohibition act, approved February 26, 1887, so far as the same relates to the corporate limits of the town of Georgiana.

February 20, 1899, read first time referred to Committee on Municipal and County Organizations.

February 21, 1899, reported favorably, read second time.

February 23, 1899, read third time and passed.

February 23, 1899 signed, approved.

By Mr. Foster—

H. 1487. To amend section one (1) of an act entitled an act to confer additional powers on the

trustees of the Alabama Central Female College, located at Tuscaloosa, Alabama, approved February 18th, 1897, and to legalize and validate said board of trustees as now constituted.

February 23, 1899, above bill was substituted in House for Senate Bill No. 524, while on its first reading, and was returned to the Senate as a substitute for said bill.

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- Husband and wife competent witnesses for each other in crime cases; (See Husband and wife.
- Injunction cases, to regulate, to regulate practice, etc., in; S. 133; 117.
- Misdemeanor, trials of prescribed; H. 817; 769, 814, 991-2, 1089.
- Pleas, certain, required verified by oath; S. 134; 117.
- Practice on appeal to Supreme Court, regulated; S. 118; 107.
- Practice in Civil—, regulated; S. 116; 106.
- On account, to regulate; S. 34; 45, 94, 111, 1024, 1093.
- Referees, to authorize, appointment of in certain cases; S. 110; 106.
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- Act for special tax for public schools, amended; (See Escambia county.)
- Albertville Separate School District, act to constitute, amended. (See Marshall county.)
- Bienville Water S. Co., act relating to, amended; (See Mobile county.)
- Birmingham city charter of, amended; (See Jefferson county—Sub. title).
- Birmingham Medical College, charter of, amended; (See Jefferson county—Sub. title).
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- Board of Control of Jackson Agricultural School, act conferring powers, etc., on, amended; (See Agricultural Schools and Experiment Stations.)

- Brewton School District, act creating amended; (See School Districts.)
- Bullock county Stock law, amended; (See the county.)
- Calhoun county game law, amended; (See the county.)
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- Camp Hill, town charter of, amended; (See Tallapoosa county.)
- Carbon Hill, charter of amended; (See Walker county.)
- Circuit court of Alexander City, act providing for, amended; (See Tallapoosa county.)
- Circuit clerks' pay for keeping minutes of circuit courts, act providing for, amended to include Blount; (See Blount county.)
- Clayton, charter of town of, amended; (See Barbour county.)
- Colbert county road law, amended; (See the county.)
- Cotton Mills, etc., act to promote, etc., amended; (See Cotton Mills.)
- County Court of Cleburne county, establishing; (See Cleburne county.)
- Courtland, town charter of, amended; (See Lawrence county.)
- Cullman, city charter of, Sec. 13 of, amended; (See Cullman county.)
- Dentistry, act regulating practice of, amended; (See dentistry.)
- Dallas county, to regulate affairs of; (See Dallas county.)
- DeKalb county road law of 1896, amended; (See the county.)
- Extension of stock law in Clay county, act to provide for amended; (See Clay county.)
- Gadsden city court, act to establish, amended; (See Etowah county.)

ACTS AMENDED—Continued.

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- Gwin, charter of December, 1898, amended; (See Marion county.)
- Hunting on lands without consent of owner, etc., in Dallas and other counties, act of February, 1891, to prevent, etc., amended; H. 560; 942, 979.
- Industrial School for White Girls, act creating, amended; (See Universities and Colleges.)
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- Louisville, charter of town of, amended; (See Barbour county.)
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- Misdemeanor or trials in Sumter county, act regulating amended; (See Sumter county.)
- Mobile county jury law, amended; (See the county.)
- Montgomery county solicitor and deputy, act relating to amended; (See the county.)
- Morgan county, issuance of liquor license in, act to regulate, etc., amended; (See the county.)
- Oakman School District, act to create amended; (See Walker county.)
- Peaceburg Camp ground, in Calhoun county, and Texas Camp ground in Macon county,

- act to incorporate, amended; (See the counties).
- Phoenix City, charter of amended; (See Lee county.)
- Relief of Peter Wier, et als., act of 1897, for relief of, amended; (See individuals.)
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- Sale of seed cotton in Montgomery and other counties, to prevent, amended; (See Montgomery county.)
- Shelby county road law, amended; (See the county.)
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- Southern University, act relative to amended; (See Hale county.)
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- Tuscaloosa stock law of 1895 amended; (See the county.)
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- Warrior Agricultural District, etc., acts relative to amended; (See Agricultural schools and experiment stations.)
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- Ashford School District, act amending act to provide for, repealed; (See School Districts.)
- Amending act to create T. 17, R. 6 E. separate School District, repealed; (See Perry county.)
- Autauga county road law repealed; (See the county.)
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- Blank books and forms, to require com. court of Conecuh county, to furnish, act repealed; (See Conecuh county.)
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- Cotton Mills and factories, to promote, etc., erection of, act repealed; (See cotton mills.)
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- McClendon, W. A., sheriff of Henry county, for relief of; H. 21; 189, 190, 348, 390, 405.
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- Malone, C. M., for relief of; H. 18; 418, 457, 509, 540, 561.
- Marbury, Clara V., to relieve of non-age; H. 857; 674, 702, 1002, 1092.
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- Paul DeLune & Company, and G. H. Wright & Co., for relief of; S. 293; 415.
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- Porter, L. C., tax collector, for relief of; H. 833; 835.
- Pruett, W. H., probate judge, for relief of; H. 1383; 836, 983, 1121, 1144.
- Read Fertilizer Co., of Charleston S. C., for relief of; H. 88; 177, 178, 207, 258, 510, 631, 678.
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- Robinson, M. H., executor of C. F. McCroquodale's estate, for relief of; H. 876; 674, 737, 889, 924.
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- Bridges, W. S., ex-superintendent of Education of—, for relief of; (See individuals).
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- Boyd, C. M. ex-sheriff, for relief of; (See individuals.)
- Boyd, James Smith, of—to relieve of non-age; (See individuals.)
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- Cross Keys High School in—to incorporate; (See Universities and Colleges.)
- Game law for protection of quail, in—H. 1288; 836, 914, 970, 996.
- Notasulga's charter repealed; H. 964; 798, 810, 895, 924.
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- Registration of judgements, by Justice of the Peace in —Act amended; H. 520; 499.
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ist church; H. 509; 771, 794, 829.

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Joseph, J. F. and C. W. of—to relieve of license in—; (See individuals.)

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